

Kansas Register

Bill Graves, Secretary of State

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State of Kansas

Board of Mortuary Arts

Notice of Meeting

The Kansas State Board of Mortuary Arts will meet January 7-8 at the board office, Suite 904, 700 S.W. Jackson, Topeka.

The Thursday, January 7 meeting will begin 9 a.m. The Friday, January 8 meeting begin with the administering of examinations at the Downtown Holiday Inn City Centre at 9 a.m.

Douglas "Mack" Smith
Executive Secretary

Doc. No. 012722

State of Kansas

Law Enforcement Training Commission

Notice of Meeting

The Kansas Law Enforcement Training Commission will meet at 11 a.m. Wednesday, December 2, at the Kansas Law Enforcement Training Center, located 12 miles southeast of Hutchinson south of K-96 at the Hutchinson Air Base Industrial Tract (HABIT), the former Naval Air Station, or one mile west and one mile south of Yoder. The meeting is open to the public.

Robert Senecal
Executive Director

Doc. No. 012733

State of Kansas

Kansas Advocacy and Protective Services, Inc.

Notice of Meeting

The Kansas Advocacy and Protective Services will conduct its governing board meeting at 7 p.m. Monday, November 23, at the Holiday Inn West, 605 Fairlawn Road, Topeka. For more information, call (913) 776-1541.

Joan Strickler
Executive Director

Doc. No. 012723

State of Kansas

Board of Emergency Medical Services

Notice of Meeting

The Board of Emergency Medical Services will meet at 9 a.m. Friday, December 4, in Room 11, State Defense Building, 2800 S. Topeka Blvd., Topeka. Agenda items include committee reports, request for proposals for instructor-coordinator training, proposed 1993 legislation and a discussion of the Kansas EACH Project.

All meetings of the board are open to the public. For more information, contact the administrator at 109 S.W. 6th, Topeka, (913) 296-7296.

Bob McDaneld
Administrator

Doc. No. 012749

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Topeka, KS 66612-1594
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Register Office:
235-N, State Capitol
(913) 296-3489

State of Kansas

Board of Accountancy

Notice of Meeting

The Board of Accountancy will meet at 9 a.m. Friday, December 4, in Conference Room 108, Landon State Office Building, 900 S.W. Jackson, Topeka. Persons interested in agenda items or in attending should contact the board office in Suite 556 of the Landon Building.

Glenda Moore
Executive Director

Doc. No. 012734

State of Kansas

Department of Administration

Public Notice

The application for funds and statewide strategy plan under the Drug Control and System Improvement Formula Grant Program established by the Anti-Drug Abuse Act of 1988 and the Crime Control Act of 1990 is available for public review and comment in the Governor's Office of Drug Abuse Programs, Room 112, Landon State Office Building, 900 S.W. Jackson, Topeka.

Susan M. Seltsam
Secretary of Administration

Doc. No. 012732

State of Kansas

Department of Administration

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10 a.m. Monday, December 21, in Room 519-S, State Capitol, Topeka, to consider the adoption of proposed rules and regulations of the Division of Accounts and Reports.

This 30-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. All interested parties may submit written comments prior to the hearing to the Secretary of Administration, Room 263-E, State Capitol, Topeka 66612. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

Summaries of the proposed regulations and of their economic impact follow.

Division of Accounts and Reports

K.A.R. 1-16-18, Subsistence allowance rates. Amendments to this regulation are proposed for adoption on both a temporary and permanent basis. Pro-

posed amendments will increase the reimbursement rates for meal allowances and for reimbursement limitations for lodging expenses in each category of travel as follows:

Meals Allowance

	Current	Proposed
In-state	\$ 5.00	\$ 5.50
Out-of-State	\$ 5.75	\$ 6.50
Designated high cost geographic area— out-of-state	\$ 6.50	\$ 7.00
Borough of Manhattan and the District of Columbia	\$ 8.50	\$ 9.00
International Travel	\$ 8.50	\$ 9.00

Lodging Expense Limitations

	Current	Proposed
In-state, exclusive of designated high cost geographic areas	\$ 46.00	\$ 48.00
In-state, designated high cost geographic area	\$ 58.00	\$ 60.00
Out-of-state, exclusive of designated high cost geographic areas	\$ 70.00	\$ 72.00
Out-of-state, designated high cost geographic area	\$102.00	\$105.00
Borough of Manhattan and the District of Columbia	\$112.00	\$115.00
International Travel	actual	

These proposed increases are based on consideration of actual costs incurred in travel and the rate or rates allowed by the IRS, as required in K.S.A. 75-3207a(b). The proposed increase in the meal allowance and lodging limitations could increase existing subsistence reimbursements by up to 6.1 percent and an additional 3.0 percent in those cases where the agency head or a designee approves up to a 50 percent increase over the lodging rates. It is estimated that the total increased costs to state agencies would be \$319,000 for the remainder of FY 1993 (January 1, 1993 to June 30, 1993) and \$637,000 for FY 1994, using actual FY 1992 costs as a base. The State General Fund portion of the maximum cost increase would be \$121,000 for the remainder of FY 1993 and \$242,000 for FY 1994. The remainder of the estimated increase would be borne by special revenue funds and federal program funds (\$198,000 for FY '93; \$395,000 for FY 1994).

K.A.R. 1-16-18a, Designated high cost geographic areas. This regulation is proposed for amendment on both a temporary and permanent basis in order to adjust the list of designated high cost geographic areas for travel reimbursement purposes. Due to the proposed increases in subsistence rates in K.A.R. 1-16-18, some areas are no longer considered high cost areas, and therefore are deleted. Other adjustments reflect IRS government travel allowance rates. No economic impact is anticipated as a result of these adjustments.

Copies of these regulations and of the associated economic impact statements can be obtained from the Division of Accounts and Reports, 3rd Floor, Landon State Office Building, 900 S.W. Jackson, Topeka 66612, (913) 296-2311.

Susan M. Seltsam
Secretary of Administration

Doc. No. 012745

State of Kansas

Kansas Judicial Council

Notice of Meetings

The Kansas Judicial Council and its advisory committees will meet according to the following schedule at the Kansas Judicial Center, 301 W. 10th, Topeka:

Date	Committee	Time	Location
Nov. 19	Criminal Law	9:30 a.m.	Judicial Center, Room 259
Nov. 20	Civil Code	9:30 a.m.	Judicial Center, Room 259
Nov. 20	Technology	9:30 a.m.	Judicial Center, Room 337
Nov. 20	Probate Law	9:30 a.m.	Wichita, Kansas
Dec. 3	Family Law	9:30 a.m.	Judicial Center, Room 259
Dec. 4	Judicial Council	9:00 a.m.	Judicial Center, Room 259
Dec. 10	Probate Law	9:30 a.m.	Judicial Center, Room 259
Dec. 11	PIK	9:30 a.m.	Judicial Center, Room 259
Dec. 11	Criminal Law	9:30 a.m.	Judicial Center, Court of Appeals Courtroom, 2nd Floor

Justice Kay McFarland
Chair

Doc. No. 012740

State of Kansas

Office of the State Treasurer

Notice of Investment Rates

The following rates are published in accordance with K.S.A. 75-4210 as amended per 1992 Session Laws of Kansas, Chapter 146. These rates and their uses are defined in K.S.A. 75-4201(l), 12-1675(b)(c)(d) and K.S.A. 75-4209(a)(1)(B), as amended by the 1992 Legislature.

Effective 11-23-92 to 11-29-92

Term	Rate
0-90 days	3.04%
3 months	3.13%
6 months	3.40%
12 months	3.79%
24 months	4.57%
36 months	5.16%
48 months	5.73%

Sally Thompson
State Treasurer

Doc. No. 012739

State of Kansas

Department of Transportation

Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the office of the Chief of Construction and Maintenance, KDOT, Topeka, until 10 a.m. C.S.T. December 17, 1992, and then publicly opened:

District One—Northeast

Geary/Riley/Shawnee/Wabaunsee—70-106 K-5047-01—I-70, from the Geary-Riley county line, east to include K-4, 38.7 miles, highway signing. (State Funds)

Johnson—46 U-1357-01—Woodson and Outlook Streets south of Johnson Drive in Mission, grading, bridge and surfacing. (Federal Funds)

Leavenworth—75-52 K-4246-01—U.S. 73, Salt Creek bridge 15, 3.7 miles northwest of the junction of K-92, bridge replacement. (State Funds)

Wyandotte—105 U-1413-01—10th Street and Minnesota Street in Kansas City, traffic signal. (Federal Funds)

District Two—Northcentral

Barton/Ellsworth—156-106 K-4995-01—U.S. 156, from the junction of U.S. 56, northeast to the Barton-Ellsworth county line, and from the Barton-Ellsworth county line northeast to the junction of K-140, 37.2 miles, recycling. (State Funds)

Ellsworth—156-27 M-1706-01—U.S. 156, located 1 mile south of Ellsworth on K-156, stockpile bituminous mix. (State Funds)

Ellsworth—156-27 M-1707-01—U.S. 156, located 1 mile south of Holyrood on K-156, stockpile bituminous mix. (State Funds)

Republic—36-79 K-4036-01—U.S. 36, from the east city limits of Belleville east to the junction of K-139, 8.9 miles, grading, surfacing and bridge. (State Funds)

Republic—36-79 K-4043-01—U.S. 36, from the junction of K-139 east to the Republic-Washington county line, 5.0 miles, grading, surfacing and bridge. (State Funds)

District Three—Northwest

Barton/Russell—281 K-4997-01—U.S. 281, from the west junction of K-4, north to the Barton-Russell county line; and from the Barton-Russell county line, north to 0.2 mile south of I-70, 11.1 miles, recycling. (State Funds)

Cheyenne—12 C-2824-01—County road, 12.0 miles west and 11.5 miles south of St. Francis, then north, 0.2 mile, grading, surfacing and bridge. (Federal Funds)

Gove—23-32 K-5061-01—K-23, from the Gove-Lane county line north to the Gove-Sheridan county line and the K-23 Spur, 32.8 miles, recycling. (State Funds)

Logan/Thomas—25-106 K-4942-01—K-25, from the east junction of U.S. 40, north to the Logan-Thomas county line; and from the Logan-Thomas county line, north to 0.2 mile south of I-70, 18.1 miles, overlay. (State Funds)

Osborne/Rooks/Russell—18-106 K-4939-01—K-18, from the junction of U.S. 183, east and southeast to the Rooks-Osborne county line; from the Osborne-Russell county line, southeast to the west junction of U.S. 281; and from the Rooks-Osborne county line, southeast to the Osborne-Russell county line, 27.5 miles, recycling and overlay. (State Funds)

Rooks—82 C-2891-01—County road, 6 miles west of Stockton, then east, 0.2 mile, grading and bridge. (Federal Funds)

Sheridan/Graham—106 K-4940-01—U.S. 24, from the Sheridan/Graham county line east to the west city limits in Hill City in Sheridan County; on K-85, from Morland north to U.S. 24 in Graham County; on K-84, from Penokee north to U.S. 24 in Graham County; and on U.S. 24, from the junction of K-23, east to the Sheridan/Graham county line in Sheridan County, 33.5 miles, overlay. (State Funds)

Thomas—25-97 K-5015-01—K-25 and 2nd Street in Colby, traffic signal. (State Funds)

Thomas—24-97 K-4846-01—U.S. 24, from the junction of U.S. 83 east to the Thomas-Sheridan county line, 8.3 miles, overlay. (State Funds)

District Four—Southeast

Elk—99-25 K-4074-01—K-99, from 0.8 mile southwest of the west junction of U.S. 160 north to the west junction of U.S. 160, 0.8 mile, grading, surfacing and bridge. (Federal Funds)

Elk—160-25 K-0278-01—U.S. 160, Wildcat Creek bridge 4 and Wildcat Creek drainage bridge 5, bridge replacement. (State Funds)

Montgomery—63 U-0843-01—Norwood Street at Sycamore Creek in Coffeyville, 0.1 mile, bridge replacement. (Federal Funds)

Woodson—104 C-2837-01—County road, 3.2 miles north and 2.4 miles east of Toronto, then east, 0.5 mile, grading and bridge. (Federal Funds)

Woodson—75-104 K-3770-02—U.S. 75, from the junction of U.S. 54 north to the Woodson-Coffey county line, bridge widening. (State Funds)

District Five—Southcentral

Barton—4-5 M-1704-01—K-4, from 5 miles west of U.S. 281 on K-4, stockpile bituminous mix. (State Funds)

Barton—56-5 M-1705-01—U.S. 56, located at the Area Four yard at Great Bend, stockpile bituminous mix. (State Funds)

Butler—8 C-2943-01—County road, 3.5 miles west and 0.5 mile north of Augusta, then north, 1.5 miles, grading and surfacing. (Federal Funds)

Edwards—50-24 K-4873-01—U.S. 50, from the Ford-Edwards county line, east to the west city limits of Kinsley, 8.3 miles, sealing. (State Funds)

Edwards—183-24 K-4881-01—U.S. 183, from the Kiowa-Edwards county line, north to the junction of U.S. 50, 16.4 miles, overlay. (State Funds)

Kingman—48 C-2463-01—County road, 5.7 miles east and 2.8 miles north of Kingman, then north, 0.2 mile, grading and bridge. (Federal Funds)

Kingman—48 C-3006-01—County road, 0.3 mile south of Zenda, then north, grading and bridge. (Federal Funds)

Pawnee—73 K-4996-01—U.S. 156, from the Hodgeman-Pawnee county line east to the junction of U.S. 183; and from the junction of U.S. 183 of K-156, north to the Pawnee-Rush county line, 25.3 miles, overlay. (State Funds)

District Six—Southwest

Ford—29 C-2991-01—County road, 5.0 miles south of Dodge City, then east, 14.3 miles, surfacing. (Federal Funds)

Grant—25-34 M-1696-01—K-25, stockpile bituminous mix 2 miles north of the junction of U.S. 160. (State Funds)

Kearny—25-47 K-4885-01—K-25, from the Grant-Kearny county line north to the south city limits of Lakin, 16.1 miles, overlay. (State Funds)

Kearny—25-47 M-1696-01—K-25, stockpile bituminous mix 1 mile north of Lakin. (State Funds)

Lane—4-51 M-1694-01—K-4, stockpile bituminous mix at the west junction of K-4 and K-23. (State Funds)

Morton—51-65 M-5008-01—K-51, from the Colorado-Kansas state line, east to the south junction of K-27; and from the east junction of K-27, east and south to the west junction of U.S. 56, 25.4 miles, bituminous seal. (State Funds)

Scott—95-86 K-4998-01—K-95, entire route, 6.6 miles, bituminous seal. (State Funds)

Scott/Lane—4-106 K-4944-01—K-4, from the junction of U.S. 83, east to the Scott-Lane county line; and from the Scott-Lane county line, east to the west junction of K-23, 21.8 miles, recycling. (State Funds)

Stanton—160-94 M-1693-01—U.S. 160, stockpile bituminous mix .25 mile west of the south junction of K-27. (State Funds)

Stanton/Grant—160-106 K-4945-01—U.S. 160, from the north junction of K-27, east to the Stanton-Grant county line; and from the Stanton-Grant county line east to the west city limits of Ulysses, 21.3 miles, overlay. (State Funds)

Proposals will be issued upon request to all prospective bidders who have been prequalified by the Kansas Department of Transportation on the basis of financial condition, available construction equipment, and experience. Also, a statement of unearned contracts (Form No. 284) must be filed. There will be no discrimination against anyone because of race, age, religion, color, sex, handicap, or national origin in the award of contracts.

Each bidder shall file a sworn statement executed by or on behalf of the person, firm, association or corporation submitting the bid, certifying that such person, firm, association or corporation has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the submitted bid. This sworn statement shall be in the form of an affidavit executed and sworn to by the bidder before a person who is authorized by the laws of the state to administer oaths. The required form of the affidavit will be provided by the state to each prospective bidder. Failure to submit the sworn statement as part of the bid-approval package will make the bid nonresponsive and not eligible for award consideration.

Plans and specifications for the projects may be examined at the office of the respective county clerk or at the KDOT district office responsible for the work.

Michael L. Johnston
Secretary of Transportation

Doc. No. 012746

State of Kansas

Board of Technical Professions

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 10 a.m. Tuesday, December 22, in Room 108 of the Landon State Office Building, 900 S.W. Jackson, Topeka, consider the adoption of proposed permanent rules and regulations of the Board of Technical Professions.

This 30-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed regulations. All interested parties may submit written comments prior to the hearing to the Board of Technical Professions, Suite 507, Landon State Office Building, 900 S.W. Jackson, Topeka 66612. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

The following is a brief summary of the substance of the proposed regulations:

K.A.R. 66-6-1. (c). This regulation adds the requirement of the licensee to place their handwritten signature and date across the seal.

K.A.R. 66-6-1. (d), (e), (f), and (g). These amendments provide that architects endeavor to ensure that drawings and specifications as instruments of service are the property of the architect unless released by a written agreement and appropriate compensation to the architect.

K.A.R. 66-6-4. (c). This regulation prohibits an individual from advertising to perform or undertaking to perform assignments in a technical field unless they are licensed by the board.

K.A.R. 66-6-6, 66-6-8 and 66-6-9. These amendments revise the penalty and delinquent fee provision for the late renewal of license and shortens the length of the license renewal period from 150 days to 90 days.

K.A.R. 66-8-2, 66-8-3, 66-8-4, and 66-8-5. These regulations clarify that the board has the final authority to approve the grades and transfer credits of the professional examinations for architects, engineers, landscape architects, and land surveyors.

K.A.R. 66-9-1, 66-9-2, and 66-9-4. These amendments provide that programs approved by the board be accredited by the national accreditation boards for architecture, landscape architecture and engineering. Other curriculums that have been evaluated and found to be equivalent may be reviewed and accepted by the board.

K.A.R. 66-9-5. This regulation provides that in order to fulfill the surveying educational requirement, an approved engineering, a four-year accredited land surveying, or a two-year approved land surveying curriculum may be approved by the board.

K.A.R. 66-10-1. This regulation provides for a three-year architectural experience requirement to be gained under the supervision of a licensed architect, until the

January 1, 1994, requirement for the completed intern development program (IDP).

K.A.R. 66-10-3. This regulation requires architect reciprocal applicants provide proof of NCARB certification in order to be approved by the board.

K.A.R. 66-10-4. (2). This regulation requires landscape architecture experience to be performed under the supervision of a licensed landscape architect, architect, or engineer, and be verified by a licensed landscape architect.

K.A.R. 66-10-4. (c)(1). This regulation revises the length of the experience requirement from two years to four years for landscape architectural applicants.

K.A.R. 66-10-4. (c)(3). This regulation allows teaching experience in a college or university with an accredited landscape architectural curriculum to be considered by the board to qualify as landscape architectural experience.

K.A.R. 66-10-4. (d). This regulation requires landscape architectural applicants to provide at least three references from licensed landscape architects, architects, or engineers familiar with the applicant's landscape architectural experience.

K.A.R. 66-10-5. This regulation is modified to require that engineering applicants provide a verified record of engineering experience of four years.

K.A.R. 66-10-10. This regulation revises the length of the land surveying experience requirement to six years, including four years of "progressive" land surveying experience, for graduates of an accredited engineering curriculum.

K.A.R. 66-10-11, 66-10-12, and 66-10-13. These regulations modify the requirements of land surveying applicants to include three additional categories of "progressive" land surveying experience. These regulations also revise the length of the total land surveying requirement from six to eight years. These regulations are modified to exclude an architect from being allowed to verify land surveying experience. Regulation 66-10-12 allows partial educational credit for related land surveying course work.

K.A.R. 66-11-2. This regulation requires the board to review applications for admittance to the fundamentals of engineering exam.

K.A.R. 66-11-3. This regulation is modified to exclude the 10-year limitation of the engineer-in-training certification.

K.A.R. 66-13-1. This regulation modifies executive "secretary" to executive "director."

The following regulations are being revoked: K.A.R. 66-6-3; 66-6-7; 66-9-3; 66-10-2; 66-10-6; 66-10-7; 66-10-8.

Other various grammatical changes or changes appropriate to format are also being made.

Copies of the full text of the regulations and the fiscal impact may be obtained by writing to the Board of Technical Professions at the address above. For additional information, contact Betty Rose at (913) 296-3053.

Betty L. Rose
Executive Secretary

Doc. No. Doc. No. 012738

State of Kansas

Secretary of State

Executive Appointments

Executive appointments made by the Governor, and in some cases by other state officials, are filed with the Secretary of State's office.

Complete listings of state agencies, boards and commissions are included in the Kansas Directory. County officers are listed in the Directory of County Officers. Both directories are published by the Secretary of State's office.

The following appointments were filed October 26-November 13:

State Representative, 20th District

Blaise Plummer, 9900 Linden, Overland Park 66207. Term expires when a successor is elected and qualifies according to law. Succeeds Arthur Douville, resigned.

Advisory Council on Aging

Ruben C. Garibay, Route 1, Penalosa 67121. Term expires June 30, 1995. Reappointment.

Roberta Thuston, 253 N. Washington, Chanute 66720. Term expires June 30, 1995. Reappointment.

Kansas Corn Commission

Samuel R. Goodin, Route 3, Clay Center 67432. Term expires June 30, 1996. Succeeds Kurtiss Forsberg.

Roy G. Penka, Route 1, Box 58, Belpre 67519. Term expires June 30, 1996. Succeeds Dennis Siefkes.

Gordon Schmidt, 10320 N. Wheat State Road, Inman 67546. Term expires June 30, 1996. Succeeds Larry Heidrick.

Kansas Commission for the Deaf and Hard of Hearing

Diane M. Kuhn, 3924 Holly Lane, Topeka 66604. Term expires April 29, 1993. Succeeds Ronald Malcolm, resigned.

Kansas Grain Sorghum Commission

Daniel Holub, Route 3, Marion 66861. Term expires June 30, 1996. Succeeds Leon Suderman.

Charles E. Popelka, Route 1, Box 18, Munden 66959. Term expires June 30, 1996. Succeeds Terry Campbell.

John W. Ratzlaff, 21431 W. Dutch Ave., Moundridge 67107. Term expires June 30, 1996. Succeeds Nathan Schepman.

Kansas Sports Hall of Fame
Board of Trustees

Max Falkenstein, 2116 Greenbrier, Lawrence 66046. Term expires April 30, 1996. Reappointment.

Wildlife and Parks Commission

J. Alan Ward, 4420 S.W. 45th, Topeka 66610. Term expires June 30, 1993. Succeeds Theodore Ensley, resigned.

Bill Graves
Secretary of State

State of Kansas

Department of Health
and EnvironmentNotice Concerning Kansas
Water Pollution Control Permits

In accordance with state regulations 28-16-57 through 63, 28-18-1 through 4, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, tentative permits have been prepared for discharges to the waters of the United States and the state of Kansas for the applicants described below. The tentative determinations for permit content are based on preliminary staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the EPA, and when issued will result in a state water pollution control permit and national pollutant discharge elimination system authorization to discharge subject to certain effluent limitations and special conditions.

Public Notice No. KS-ND-92-71/72

Name and Address	Waterway	Type of Discharge
Coachhouse Cafe—Holton c/o C-XXIV Properties 636 Minnesota P.O. Box 171854 Kansas City, KS 66117 Jackson County, Kansas Kansas Permit No. C-KS23-N002	Non-discharging	Non-discharging

Description of Facility: This is a two-cell waste stabilization lagoon system designed for domestic waste. A schedule of compliance has been added to this permit requiring a public notice.

Name and Address	Waterway	Type of Discharge
Western Hills Golf Course, Inc. c/o Kenneth Mason, President 5853 S.W. 29th Topeka, KS 66614 Shawnee County, Kansas Kansas Permit No. C-KS72-N015	Non-discharging	Non-discharging

Description of Facility: This is a two-cell waste stabilization lagoon system designed for domestic waste. Golf course requirements have been added to this permit requiring a public notice.

Public Notice No. KS-92-173/176

Name and Address of Applicant	Waterway	Type of Discharge
Cessna Aircraft Company Eaton Site—Hutchinson P.O. Box 7704 Wichita, KS 67277 Reno County, Kansas Kansas Permit No. I-AR49-P009	Arkansas River via earthen canal	Remediated groundwater

Description of Facility: This facility is engaged in a remedial groundwater cleanup project. Treatment consists of counterflow air stripping to remove volatile organic chemicals (VOC's). A mineral deposit antifoulant chemical additive is added to the groundwater before treatment. The air stripper discharge pipe is directed to an earthen canal which flows to the Arkansas River. This is a

(continued)

new facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Name and Address of Applicant	Waterway	Type of Discharge
Friends University— Davis Hall Energy Center Building 2100 University Wichita, KS 67213 Sedgwick County, Kansas	Arkansas River via concrete storm sewer	Non-contact cooling water
Kansas Permit No. I-AR94-C047		Fed. Permit No. KS-0088803

Description of Facility: This facility discharges non-contact, additive free cooling water from a 200 ton A/C chiller at Davis Hall and a 300 ton A/C chiller at the library building. Flow is routed to a concrete storm sewer before discharging to the Arkansas River. This is a new facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Name and Address of Applicant	Waterway	Type of Discharge
Frito-Lay, Inc. 4236 Kirklawn Ave. Topeka, KS 66619	Kansas River via south branch of Shunganunga Creek via drainage ditch	Once through, non-contact cooling water

Shawnee County, Kansas
Kansas Permit No. I-KS72-C010 Fed. Permit No. KS-0085537

Description of Facility: This facility produces a variety of potato chip, tortilla chip, baked/fried cheese puff and onion flavored snacks. Process wastewater is directed to the municipal sanitary sewer system. Untreated city water used as once through non-contact cooling water and boiler steam condensate from a railcar steam jacket are discharged to storm drainage. This is an existing facility and the existing limits are continued. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Name and Address of Applicant	Waterway	Type of Discharge
City of Walnut City Hall Main Street Walnut, KS 66780	Neosho River via Rock Creek via Big Walnut Creek via Little Walnut Creek	Secondary wastewater treatment facility

Crawford County, Kansas
Kansas Permit No. M-NE66-0001 Fed. Permit No. KS-0083887

Description of Facility: This facility is designed for the treatment of domestic sewage. This is an existing facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and are technology based.

Written comments on the proposed determinations may be submitted to Bethel Spotts, Permit Clerk, or Dorothy Geisler (agricultural permits), Kansas Department of Health and Environment, Division of Environment, Bureau of Water, Forbes Field, Topeka 66620. All comments postmarked or received on or before December 19 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-ND-92-71/72, KS-92-173/176) and the name of applicant as listed when preparing comments.

If no objections are received during the public notice period, the Secretary of Health and Environment will issue the final determinations. If response to this notice indicates significant public interest, a public hearing

may be held in conformance with state regulation 28-16-61. Media coordination (newspapers, radio) for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

The application, proposed permit, including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received, and other information are on file and may be inspected at the Kansas Department of Health and Environment offices, Building 740, Forbes Field, Topeka, from 8 a.m. to 4:30 p.m. Monday through Friday. The documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

Robert C. Harder
Secretary of Health
and Environment

Doc. No. 012744

State of Kansas

Department of Health and Environment

Notice Concerning Proposed Permit Action

The Secretary of Health and Environment is proposing to issue an air emission source construction permit in accordance with K.A.R. 28-19-14 (permits required) to Geiger Ready Mix Co. (GRM) to install and operate a portable ready-mix concrete plant to be initially located at 875 East Old Highway 56, Olathe.

Written materials, including the permit application and information relating to the application submitted by GRM, draft permit, permit summary and analysis by KDHE describing the basis for the proposed permit, are available for public inspection during normal business hours through December 17 by contacting Pat Simpson, KDHE District Air Quality Representative, 808 W. 24th, Lawrence, (913) 842-6400.

This material also can be reviewed at the KDHE office in Building 740, Forbes Field, Topeka. Questions concerning this proposed permit should be directed to L. C. Hinthner, KDHE, (913) 296-1576.

K.S.A. 65-3008 provides that any person affected by the issuance of a permit can request a public hearing prior to its issuance. The request must be in writing and addressed to the secretary. If the secretary determines there is sufficient reason in the request, a public hearing will be conducted—the place, date and time of the hearing will be announced in this publication. A request for a hearing or written comments on the proposed permit must be submitted to the Secretary, Kansas Department of Health and Environment, Landon State Office Building, 900 S.W. Jackson, Topeka 66612, before December 17.

Robert C. Harder
Secretary of Health
and Environment

Doc. No. 012743

State of Kansas

Information Network of Kansas

Notice of Meeting

The Information Network of Kansas board will meet at 2 p.m. Tuesday, November 24, in the first floor conference room, Capitol Tower, 400 S.W. 8th, Topeka. The meeting is open to the public.

Charles R. Warren
President, Kansas Inc.

Doc. No. 012726

State of Kansas

Private Industry Council

Request for Proposals

The Kansas Private Industry Council (PIC) administering the Job Training Partnership Act (JTPA) in Service Delivery Area III seeks solicitations of comprehensive proposals to contract with any group, agency or institution, public or private, to provide the various services and training needed to serve eligible dislocated workers in Johnson, Wyandotte and Leavenworth counties. Estimated funding through this solicitation is \$30,000. Funding is available through the Job Training Partnership Act Title III, EDWAA to provide job search/job placement assistance.

Request for proposals may be obtained by contacting the PIC office at 4th and State Ave., Gateway Centre II, Suite 717, Kansas City, KS 66101, or by calling Dan Borowick at (913) 371-1607.

The deadline for submission of proposals is 3 p.m. December 18.

Ann Conway
Executive Director

Doc. No. 012725

State of Kansas

Department of Administration
Division of Purchases

Notice to Bidders

Sealed bids for items hereinafter listed will be received by the Director of Purchases, Landon State Office Building, 900 S.W. Jackson, Room 102, Topeka, until 2 p.m. local time on the date indicated, and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information.

Monday, November 30, 1992

29299

University of Kansas—Miscellaneous groceries

29302

Kansas State University—Dry cleaning services

94382

Department of Health and Environment—
Contractual services information system

Tuesday, December 1, 1992

29301

Wichita State University—Elevator maintenance
services

94476

University of Kansas—Mac/Apple products,
Overland Park

Wednesday, December 2, 1992

94455

Kansas State University—Data acquisition system

94456

Kansas State University—Shower cubicals

94465

Kansas Correctional Industries—"Used" school bus

Thursday, December 3, 1992

29041-Supp.

Statewide—Protective apparel (Class 43)

94457

Kansas State University—Furnish and install
telecommunications cable system

94467

Kansas State University—Wet chemistry analyzer

Friday, December 4, 1992

29296

Statewide—Individual portions

29303

Department of Commerce and Kansas Highway
Patrol—Janitorial services, Kansas City

Monday, December 7, 1992

29298

University of Kansas—Yogurt (frozen and
unfrozen)

Thursday, December 10, 1992

A-6823/A-6870

Department of Wildlife and Parks—Restroom/
shower building for beach and campground,
Hillsdale State Park

29286

Kansas Highway Patrol—Property insurance,
Salina

Friday, December 11, 1992

29300

Department of Administration/Facilities
Management—Environmental site investigation
services, Wichita

Friday, December 18, 1992

94468

Department of Health and Environment—ICP-Mass
spectrometer

Request for Proposals

Wednesday, December 2, 1992

29309

The Department of Administration is seeking
financing proposals to provide funds for state
agency purchases of equipment and finance such
purchases over time frames of up to 72 months.

Jack R. Shipman
Director of Purchases

Doc. No. 012741

State of Kansas

State Corporation Commission

Notice of Discount
Justification Procedure

The State Corporation Commission issued an order on September 8, 1992, granting participants in Tariff 305-G a 5 percent rate increase and placed a cap on discounts on the class rates in Tariff 305-G at 32 percent. In the order, the commission requested the parties submit cost justification guidelines for instances where a discount could exceed 32 percent from the current class rates. The parties submitted such criteria and the commission accepted the criteria in an order issued October 28, 1992, and ordered such guidelines to be published in the *Kansas Register*. Additionally all carriers who are participants in this tariff received a copy. An overview of the discount procedure is as follows:

Discount Justification Procedure: A discount justification may be obtained two ways: either by matching another carrier's tariff, or through the cost justification procedure. Both methods require submission of a justification form to the commission staff for its consideration.

- A. Matching rates or charges of carriers**—A carrier may meet another carrier's currently effective rate or charge for similar transportation if such proposal meets the "Guidelines for Matching Rates or Charges of Other Carriers." In such instance, the carrier will be required to submit a Discount Justification Form containing the necessary information requested on the form and meeting the guidelines for such discount. The form must be submitted to the commission staff for determination as to whether the proposed discount is proper. If a carrier is denied a discount, the carrier may request a hearing for further determination.
- B. Discounts based on cost**—If a carrier desires to offer a discount in excess of 32 percent from the Midwest 305-G class rates, then the carrier is required to submit the Discount Justification Form setting forth the carrier's justification for the discount proposed. The carrier must set forth the necessary economic data and calculations where appropriate to show such proposed movement is cost justified. The commission staff reserves the right to determine whether such justification is appropriate. If a carrier is denied such justification the carrier has a right to request a hearing in regard to its cost justification proposal.

Discounts Not Exceeding 32 percent—Any discount of 32 percent or less may be filed without cost justification.

Guidelines for Matching Rates
or Charges of Other Carriers

Meeting rates of other common carriers:

New discounted or reduced rates and charges applicable to the transportation of general commodities in less-than-truckload and truckload lots which are filed with this commission by common carriers, pursuant to this commission's order in Docket No. 179,847-R, to match, meet or join another carrier's currently effective rate or charge for similar transportation previously filed with and approved by this commission, or previously filed with and approved by the Interstate Commerce Commission, shall be reviewed, evaluated and either approved or rejected pursuant to the following guidelines:

1. In order for an item (for the purpose of these guidelines, "item" means an item published in a motor carrier's tariff or tariff supplement) stating a new discounted rate or charge to be approved as an item matching, meeting or joining another carrier's rate or charge, the new item must be substantially identical to the existing item filed and in effect for the other carrier.

2. A determination of whether the new item is substantially identical to an existing item filed and in effect for an existing carrier shall include, but not be limited to, a consideration of whether the new item satisfies the following requirements:

(A) A new matching item shall not include a discount which is greater than the discount in the existing item;

(B) If the existing item is limited to a named shipper, the new matching item may not replace that named shipper with another named shipper, nor apply to additional shippers;

(C) If the existing item references specific nine-digit zip codes, the new matching item may not specify only the first five digits of that zip code or specify completely different zip codes;

(D) A motor carrier may not use a discount that applies to specific points of service published by another motor carrier as a means to add a new discount for additional points of service;

(E) If the existing item specifies one or more designated commodities, the new matching item may not designate different commodities or freight of all kinds or general commodities;

(F) If the existing item includes a minimum charge and/or minimum weights, the new matching item may not exclude these restrictions, state a lower minimum weight classification or state a lower minimum rate, except that the new matching item may include a higher minimum charge and/or minimum weight; and

(G) If the existing item applies to service for a named shipper between specific points, the new matching item may not apply to service between different points, even if such service is for the same shipper.

Meeting rates of an ICC contract carrier:

New discounted or reduced rates and charges applicable to the transportation of general commodities in less-than-truckload and truckload lots which are filed with this commission by common carriers who desire to match, meet or join a contract rate of a carrier who possesses contract authority issued by the Interstate Commerce Commission shall be reviewed, eval-

uated and either approved or rejected pursuant to the foregoing guidelines, except that the carrier shall be required to submit proof of such contract rate. Proof may be established by providing a copy of the contract, current freight bill or other documentation that in the opinion of commission staff is reflective of such charge.

The proper forms to be submitted when a cost justification is sought may be obtained from the State Corporation Commission, Transportation Division, 1500 S.W. Arrowhead Road, Topeka 66604-4027, (913) 271-3185.

Don Carlile
Administrator
Transportation Division

Doc. No. 012728

State of Kansas

State Corporation Commission

Notice of Motor Carrier Hearings

Applications set for hearing are to be heard on the date indicated before the State Corporation Commission, 1500 S.W. Arrowhead Road, Topeka, at 9:30 a.m. unless otherwise noticed.

This list does not include cases previously assigned hearing dates for which parties of record have received notice.

Questions concerning applications for hearing dates should be addressed to the State Corporation Commission, 1500 S.W. Arrowhead Road, Topeka 66604-4027, (913) 271-3196 or 271-3149.

Your attention is invited to Kansas Administrative Regulation 82-1-228, "Rules of Practice and Procedure Before the Commission."

Applications set for December 8, 1992

Application for Certificate of Convenience and Necessity:

Lynn Francis) Docket No. 183,748 M
8107 Halsey)
Lenexa, KS 66215) MC ID No. 145022

Applicant's Attorney: Clyde Christey, Southwest Plaza Building, Suite 202, 3601 W. 29th, Topeka, KS 66614

Livestock, hay, grain, dry feed, dry feed ingredients, salt, seeds, dry fertilizer (except ammonium nitrate), building and construction materials, fencing materials and machinery,

Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Johansen Truck Line, Inc.) Docket No. 183,758 M
Route 5, Box 230)
Hiawatha, KS 66434) MC ID No. 145027

Applicant's Attorney: William Barker, 3401 Harrison, Topeka, KS 66611

General commodities (except classes A and B explosives and household goods),

Between all points and places in Kansas.

Application for Certificate of Convenience and Necessity:

Nicholas Water Service, Inc.) Docket No. 183,747 M
P.O. Box 113)
Zenda, KS 67159) MC ID No. 145021

Applicant's Attorney: Clyde Christey, Southwest Plaza Building, Suite 202, 3601 W. 29th, Topeka, KS 66614

Crude oil, used in and for production, processing, treating, salvage, construction and lease road purposes, in bulk, fresh water and salt water,

Between all points and places in Kearny, Finney, Grant, Haskell, Stevens, Seward, Gray, Meade, Ford, Clark, Edwards, Kiowa, Comanche, Barton, Stafford, Pratt, Barber, Rice, Reno, Kingman, Harper, Harvey, Sedgwick and Sumner counties, Kansas.

Application for Extension of Certificate of Convenience and Necessity:

James A. Roat, dba) Docket No. 166,732 M
R & S Transportation)
P.O. Box 1641)
Great Bend, KS 67530) MC ID No. 134808

Applicant's Attorney: Clyde Christey, Southwest Plaza Building, Suite 202, 3601 W. 29th, Topeka, KS 66614

General commodities (except commodities in bulk, household goods and hazardous commodities),

Between all points and places in the state of Kansas.

Application for Extension of Certificate of Convenience and Necessity:

Salina and Wichita) Docket No. 178,285 M
Express, Inc.)
402 Forest)
Salina, KS 67401) MC ID No. 142125

Applicant's Attorney: Kenneth Wasserman, 215 S. Santa Fe, Salina, KS 67401

General commodities (except household goods, commodities in bulk, classes A and B explosives and hazardous materials), paints, wet and dry batteries, chlorine, halogenated hydrocarbons and dichlorodifluoromethane,

Between all points and places in Kansas.

Don Carlile
Administrator
Transportation Division

Doc. No. 012727

State of Kansas

Office of Judicial Administration

Court of Appeals Docket

(Note: Dates and times of arguments are subject to change.)

Kansas Court of Appeals
Court of Appeals Courtroom, 2nd Floor, Kansas Judicial Center
Topeka, Kansas

Before Briscoe, C.J., Ron Rogg, District Judge, assigned;
and E. Newton Vickers, District Judge Retired, assigned.

Tuesday, December 1, 1992

9:30 a.m.

Case No.	Case Name	Attorneys	County
68,152	In the Matter of the Appeal of A.T. & S.F. Railway.	James Bartle Laurence Garrett	Original
68,248	United Steelworkers of America, Local No. 4706, Appellant, v. Kansas Commission Civil Rights, Appellee.	Mark S. Gunnison John P. Hurley Brandon Myers	Shawnee

10:30 a.m.

67,562	State of Kansas, Appellee, v. Thomas F. King, Jr., Appellant.	District Attorney Attorney General Kathleen Levy	Douglas
66,924	State of Kansas, Appellee, v. Calvin W. Browning, Appellant.	County Attorney Attorney General Lucille Marino	Lyon

1:30 p.m.

67,100	State of Kansas, Appellee, v. Richard D. Sullivan, Appellant.	County Attorney Attorney General Steven Zinn	Chase
68,048	Michael Markham, Appellant, v. Carlos Chavez, Appellee.	Paul Hasty Jr. Leo Logan	Johnson
66,366	Edward A. McConwell, Appellant, v. FMG of KC, Inc., et al., Appellees.	Mark Bodine Alan Blinzler John Risjord	Johnson

Summary Calendar—No Oral Argument

67,714	In the Matter of Application of David Leroy Curry for Writ of Habeas Corpus.	Robert Manske District Attorney	Johnson
67,519	Farm Bureau Mutual Insurance Co., Inc., Appellant, v. Lynette Tiarks, et al., Appellees.	Ben Schmitt Kevin Harris	Johnson
67,728	State of Kansas, Appellee, v. Michael E. Best, Appellant.	County Attorney Attorney General Jessica R. Kunen	Lyon

67,580 68,232	James A. Hendricks, Appellant, v. Earl Hindman, Dir., Appellee.	Kristine Paredes District Attorney	Shawnee
67,855	State of Kansas, Appellee, v. Ronald Smith, Appellant.	County Attorney Attorney General Jean Gilles	Geary

Kansas Court of Appeals
Kansas City, Kansas Community College, Performing Arts Center
7250 State Ave., Kansas City, Kansas

Before Pierron, P.J.; Gernon, J., and John M. Jaworsky,
District Judge, assigned.

Tuesday, December 1, 1992

9:00 a.m.

Case No.	Case Name	Attorneys	County
67,118	Pamela Sue Wash, Appellee, v. Wal-Mart Stores, Inc., Appellant.	Bryson Cloon Karen Halbrook	Wyandotte
67,827	State of Kansas, Appellee, v. Gregory Hill, Appellant.	District Attorney Attorney General Benjamin Wood	Wyandotte
67,942	Kenneth L. Thompson, Appellant, v. State of Kansas, Appellee.	Thomas Jacquinot Attorney General District Attorney	Wyandotte

11:00 a.m.

67,709	State of Kansas, Appellee, v. Warren D. Wise, Appellant.	District Attorney Attorney General Rick Kittel	Wyandotte
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1:00 p.m.

67,877	Nelson Gawatz, Appellant, v. A&K Railroad Materials, Inc., Appellee.	Rick Rehorn Lee Smithyman	Wyandotte
68,277	Byers-Stanley Dev. Co., Appellant, v. Total Beauty, Inc., et al., Appellees.	Edward Powers Sr. Robert McRorey	Wyandotte
67,636	State of Kansas, Appellee, v. Clarence E. Bussey, Appellant.	District Attorney Attorney General Edward Collister Jr.	Wyandotte

Summary Calendar—No Oral Argument

67,644	State of Kansas, Appellee, v. Kapelle Simpson, Appellant.	District Attorney Attorney General Patrick Lawless Jr.	Johnson
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(continued)

67,663	State of Kansas, Appellee,	District Attorney Attorney General	Wyandotte
	v.		
	Clayton Edward Nickens III, Appellant.	Kristine Paredes	
67,712	Retroforce of America, Inc., Appellant,	Ronald Nelson	Wyandotte
	v.		
	Michael Weston, <i>et al.</i> , Appellees.	David Bax	
67,673	Randy J. Brintle, <i>et al.</i> , Appellees,	George Mallon	Wyandotte
	v.		
	Helen Allison, Appellant.	J.R. Russell	

**Kansas Court of Appeals
Court of Appeals Courtroom, 3rd Floor, Old Sedgwick County Courthouse
510 N. Main, Wichita, Kansas**

**Before Larson, P.J.; Lewis, J.; and Barry A. Bennington,
District Judge, assigned.**

Tuesday, December 1, 1992

9:00 a.m.

Case No.	Case Name	Attorneys	County
68,029	Jack P. Houseberg, Appellee,	Edward Heath Jr. Norman Cooley	Sedgwick
	v.		
	Alcon, Inc., <i>et al.</i> , Appellants.	Vincent Burnett	
67,979	Koch Industries, Inc., Appellee,	Sue Allen	Sedgwick
	v.		
	Robert Annis, Appellant.	Jim Lawing	

10:30 a.m.

68,022	New Dimensions Prod., Appellee,	Alisa Arst	Sedgwick
	v.		
	Flambeau Corp., Appellant.	Ross Hollander	
67,681	State of Kansas, Appellee,	Debra S. Byrd Attorney General	Sedgwick
	v.		
	Kenneth D. Hemby, Jr., Appellant.	Wendy Slayton	

1:00 p.m.

67,713	In the Matter of the Estate of Mary R. Koch, deceased.	Monte Vines Richard Hite James Armstrong	Sedgwick
67,446	S. Sakuntala Dutta, M.D., Appellee,	John Woolf	Sedgwick
	v.		
	St. Francis Reg. Medical Center, Inc., Appellant.	Jeffrey Ellis Charles Hill Ronald Williams	

Summary Calendar—No Oral Argument

68,213	In the Matter of the Application of	Timothy O'Sullivan	Sedgwick
68,214	Affiliated Property Serv., <i>et al.</i>	John Roberts	
68,215			
67,721	William A. Foy, Appellant,	Thomas Jacquinet	Sedgwick
	v.		
	State of Kansas, Appellee.	Attorney General Debra S. Byrd	

67,735	In the Interest of C.A.R.	Richard Dickson Eric Svoboda Darren Patterson Timothy Henry Mark Severt	Sedgwick
67,160	Mikel S. Brooks, Appellant, v. State of Kansas, Appellee.	Steven Zinn Attorney General Debra S. Byrd	Sedgwick

Before Rulon, P.J.; Brazil, J.; and Donald L. White,
District Judge Retired, assigned.

Wednesday, December 2, 1992

9:00 a.m.

Case No.	Case Name	Attorneys	County
67,755	SHD Motors, Inc., Appellee, v. Jeffrey Boutall, <i>et al.</i> , Appellants.	Christopher McElgunn Stephen Angermayer	Sedgwick
67,859	Chris Hoebener, <i>et al.</i> , Appellants, v. Graphics Systems, Inc., <i>et al.</i> , Appellees.	Milo Unruh Jr. Paul Thomas	Sedgwick
68,391	William E. Lusk Jr., Appellant, v. U.S.D. 260, Derby, Appellee.	Stephen Joseph Jeff Spahn Jr. Jerry Griffith	Sedgwick
10:30 a.m.			
67,801	J.B. and Donna Jensen, Appellees, v. French Creek Co., <i>et al.</i> , Appellants.	Curt Schneider	Montgomery
67,344	Stephen D. Guhl, <i>et al.</i> , Appellees, v. Allstate Ins. Co., Appellant.	Robert Eastman Tim J. Moore D. Lee McMaster	Sedgwick
1:30 p.m.			
67,699	Oxford Bank, Appellee, v. Howard McDaniel, <i>et al.</i> , Appellants.	Michael Case	Sumner
67,372	Jack R. Hunt, <i>et al.</i> , Appellant, v. Haysville State Bank, <i>et al.</i> , Appellees.	William Weber James McIntyre Gerald Sawatzky Philip Bowman R.K. Hollingsworth John Edgar John Michael Clear Thomas Hamill Robert Brown Richard Honeyman Wayne Stearns, <i>pro se</i> Michael Gillaspie	Sedgwick
67,339	Beverly Houston, Appellee, v. Safeway Stores, <i>et al.</i> , Appellants.	James McIntyre Don Gribble II John Terry Moore	Sedgwick

(continued)

Summary Calendar—No Oral Argument

67,780	State of Kansas, Appellee, v. Darrin Ray Kebert, Appellant.	County Attorney Attorney General Rebecca Woodman	Montgomery
67,561	State of Kansas, Appellee, v. James W. Loudermilk, Appellant.	Debra S. Byrd Attorney General	Sedgwick
68,153	In the Interest of M.K.K.	Hazel Haupt William Griffith Jolene Rooney Ron Paschal	Sedgwick
68,014	In the Interests of S.S. and D.V.S.	Donald Astle Traci Hartenstein Darren Patterson Sheila Maksimowicz	Sedgwick

Kansas Court of Appeals
District Courtroom, 3rd Floor, Pratt County Courthouse
Pratt, Kansas

Before Elliott, P.J.; Davis, J.; and C. Fred Lorentz,
District Judge, assigned.

Wednesday, December 2, 1992

9:00 a.m.

Case No.	Case Name	Attorneys	County
68,023	State of Kansas, Appellee, v. Gary Leon Rose, Appellant.	County Attorney Attorney General Stephen Brown	Pratt
68,182	Duane and Marilyn Ellis, Appellants, v. Gilbert Ellis, <i>et al.</i> , Appellees.	David Snapp Donald Shultz	Ford

10:00 a.m.

67,777	Turon State Bank, Appellant, v. Walter Frampton, <i>et al.</i> , Appellees.	Dell Marie Swearer Tom Smith	Reno
67,392	James Sybrant, Appellant, v. Larry Theurer, <i>et al.</i> , Appellees.	Christopher Rogers Christopher Christian Lisa Lewis	Cowley
68,204	Terry Campbell, <i>et al.</i> , Appellants, v. Tadd A. Black, Appellee.	Gary Hathaway Paul Wolf Chris Concannon	Stevens

1:00 p.m.

67,901	The Peoples Bank, Appellee, v. Richard Waters, <i>et al.</i> , Appellants.	Sheila Maxwell Stephen Brown Russell Davisson Terry Fuller Michael Johnston Emerson Shields Royce Wallace Don Knappenberger	Stafford
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67,312	In the Matter of the Marriage of Aileen M. Cray and Thomas M. Cray.	Stephen Blaylock Jake Brooks	Finney
Summary Calendar—No Oral Argument			
67,567	Janet Herrman, Appellant, v. Wal-Mart Stores, Inc., Appellee.	Jeffrey Sturm Mark Fern	Reno
68,062	In the Matter of the Marriage of Kerry K. Conn and Jack D. Conn.	Stephen Brown Thomas Black	Pratt
67,804	In the Interest of D.V.	John Gaffney Theodore Nichols County Attorney	Harper
67,773	Clinton Russell, Appellee, v. Stanley Higbie, <i>et al.</i> , Appellants.	David Patton	Edwards
67,666	State of Kansas, Appellee, v. Glenn M. Lewis, Appellant.	Michael Johnson Debra S. Byrd Attorney General Glenn Lewis, <i>pro se</i> James Phillips Jr.	Sedgwick

**Kansas Court of Appeals
Manhattan High School, Auditorium, 2100 Poyntz Ave.
Manhattan, Kansas**

Before Lewis, P.J.; Larson and Pierron, JJ.

Wednesday, December 2, 1992

10:00 a.m.

Case No.	Case Name	Attorneys	County
67,703	Gregory A. Yost, Appellee, v. Dept. of Revenue, Appellant.	Michael S. Holland Brian Cox	Ellis
67,956	Cassandra Littleton, Appellant, v. Virgil Caldwell, Appellee.	Henry Boaten	Geary
67,817	State of Kansas, Appellee, v. Leroy Lyne, Appellant.	Steven Hornbaker County Attorney Attorney General Michael Holland	Cloud

**Carol G. Green
Clerk of the Appellate Courts**

Doc. No. 012724

State of Kansas

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled during the period of November 23 through December 6:

Date	Room	Time	Committee	Agenda
November 23	531-N	10:00 a.m.	Joint Committee on Computers and Telecommunications	23rd: a.m.—Public broadcasting.
November 24	531-N	9:00 a.m.		p.m.—Computer acquisitions; review DP plans. 24th: Review DP plans (cont.).
November 24	519-S	9:00 a.m.	Special Committee on Governmental Organization	Instructions to staff on Proposals No. 9, 10 and 11.
November 25	519-S	9:00 a.m.		
November 30	514-S	10:00 a.m.	Joint Committee on Economic Development	Agenda not available.
December 1	514-S	9:00 a.m.		
November 30	Meeting Cancelled		Special Committee on Assessment and Taxation	

Emil Lutz
Director of Legislative
Administrative Services

Doc. No. 012742

(Published in the Kansas Register, November 19, 1992.)

NOTICE OF REDEMPTION

Kansas Municipal Energy Agency Electric Power Supply Project Revenue Bonds

1983 Series A (Interconnection Project No. 2) Dated March 1, 1983

NOTICE IS HEREBY GIVEN pursuant to the provisions of Article IV of Resolution No. 50 adopted by the Board of Directors of the Kansas Municipal Energy Agency, on February 24, 1983, that \$670,000 aggregate principal amount of the outstanding Kansas Municipal Energy Agency, Electric Interconnection Project Revenue Bonds, 1983 Series A (Interconnection Project No. 2) dated March 1, 1983 have been called for redemption on January 1, 1993 (the "Redemption Date") at a redemption price of 102% of the principal amount thereof plus interest accrued to the Redemption Date. An irrevocable escrow account has been established to provide funds to redeem the bonds from the proceeds of the Kansas Municipal Energy Agency, Electric Interconnection Project Refunding Revenue Bonds (Interconnection Project No. 2), 1992 Series A, dated June 1, 1992 and certain other funds of the Agency. The following bonds have been called:

Maturity Date	Interest Rate	Principal Amount	CUSIP Number	Maturity Date	Interest Rate	Principal Amount	CUSIP Number	Maturity Date	Interest Rate	Principal Amount	CUSIP Number
01/01/1994	9.00%	\$110,000	485267 AW8	01/01/1996	9.40%	\$135,000	485267 AY4	01/01/1998	9.75%	\$160,000	485267 BA5
01/01/1995	9.20%	120,000	485267 AX6	01/01/1997	9.60%	145,000	485267 AZ1				

All such coupon bonds together with unmatured coupons thereunto appertaining and all such registered bonds should be presented for payment on the Redemption Date at the principal corporate trust department of Commercial National Bank, Kansas City, as Trustee and Paying Agent for such bonds, located at 601 Minnesota Avenue, Kansas City, Kansas. The method of presentation and delivery of such bonds to the Trustee is at the option and risk of the owners of each bond. If mail is used, insured registered mail, return receipt requested, is suggested.

On and after January 1, 1993, interest on all such bonds called for redemption shall cease to accrue.

Under the provisions of the Interest and Dividend Tax Compliance Act of 1983, paying agents making payments of principal or interest on corporate securities or making payments of principal on municipal securities may be obligated to withhold a 20% tax from remittance to individuals who have failed to furnish the paying agent with a valid taxpayer identification number. Owners of the above-described bonds who wish to avoid the imposition of this tax should submit certified taxpayer identification numbers when presenting their bonds for payment.

Dated: November 3, 1992

KANSAS MUNICIPAL ENERGY AGENCY
By: **Commercial National Bank**
Kansas City, Kansas, as Trustee

This notice of Redemption shall be published once a week for at least two successive weeks in (i) the official newspaper of the State of Kansas and (ii) any newspaper customarily published at least once a day for at least five days (other than legal holidays) in each calendar week, printed in the English language and of general circulation in the Borough of Manhattan, City and the State of New York, and which specializes in financial matters; the first such publication to be not less than (30) days or more than sixty (60) days prior to the redemption date. The Trustee shall also mail such notice, postage prepaid, not less than twenty-five (25) days before the redemption date, to the registered owners of any Bonds or portions of Bonds which are to be redeemed, at their last addresses appearing upon the registry books, but such mailing shall not be a condition precedent to such redemption, and failure to do so mail any such notice shall not affect the validity of the proceedings for the redemption of Bonds. Notice may also be given in accordance with guidelines set forth in Securities and Exchange Commission release No. 34-23856.

Doc. No. 012731

(Published in the Kansas Register, November 19, 1992.)

(Published in the Kansas Register, November 19, 1992.)

AMENDED NOTICE OF REDEMPTION

Kansas Municipal Energy Agency
Electric Power Supply Project Revenue Bonds
1982 Series A (Nearman Project)
\$16,900,000

Dated December 1, 1982 CUSIP 485268AK2

NOTICE IS HEREBY GIVEN pursuant to the provisions of Article II of Resolution No. 47 adopted by the Board of Directors of the Kansas Municipal Energy Agency (the "Agency"), on December 16, 1982, that the Agency has issued its Electric Power Supply Project Refunding Revenue Bonds (Nearman Project), 1987 Series A, dated August 15, 1987 (the "1987 Series A Bonds") and its Electric Power Supply Project Revenue Bonds (Nearman Project), 1989 Series B, dated June 15, 1989 (the "1989 Series B Bonds"). The proceeds of the 1987 Series A Bonds and the 1989 Series B Bonds, together with other funds of the Agency, will be used to provide funds to redeem all of the Kansas Municipal Energy Agency, Electric Power Supply Project Revenue Bonds, 1982 Series A (Nearman Project) 10.25% dated December 1, 1982 maturing on December 1, 1997, (the "1982 Series A Bonds") on December 1, 1992 (the "Redemption Date"). The redemption price will be 103% of the principal amount thereof plus interest accrued to the Redemption Date. The aggregate principal amount outstanding of the 10.25% bonds maturing December 1, 1997 is \$8,465,000.

All such coupons bonds together with unmatured coupons thereunto appertaining and all such registered bonds should be presented for payment on the Redemption date at the principal corporate trust department of Commercial National Bank, Kansas City, as Trustee and Paying Agent for such bonds, located at 601 Minnesota Avenue, Kansas City, Kansas. The method of presentation and delivery of such bonds to the Trustee is at the option and risk of the owners of each bond. If mail is used, insured registered mail, return receipt requested, is suggested.

Sufficient funds to provide for the redemption of such Bonds together with payment of the 1982 Series Bonds scheduled to mature in the years 1989 to 1992, inclusive on their respective maturity dates have been deposited with the Trustee pursuant to an Escrow Trust Agreement dated June 15, 1989.

The CUSIP number is included solely for the convenience of the Bondholders. Neither the Issuer nor the Trustee shall be responsible for the selection or the use of the CUSIP number, nor is any representation made as to its correctness on the securities or as indicated on any redemption notice.

Under the provisions of the Interest and Dividend Tax Compliance Act of 1983, paying agents making payments of principal or interest on corporate securities or making payments of principal on municipal securities may be obligated to withhold a 20% tax from remittances to individuals who have failed to furnish the paying agent with a valid taxpayer identification number. Owners of the above-described bonds who wish to avoid the imposition of this tax should submit certified taxpayer identification numbers when presenting their bonds for payment.

KANSAS MUNICIPAL ENERGY AGENCY

By: Commercial National Bank,
 Kansas City, Kansas, as Trustee

Dated: November 6, 1992

Doc. No. 012748

Summary Notice of Bond Sale
City of Liberal, Kansas
\$419,000
General Obligation Bonds
Series 1992-2

(general obligation bonds payable from
 unlimited ad valorem taxes)

Sealed Bids

Subject to the notice of bond sale dated November 16, 1992, and preliminary official statement dated November 16, 1992, sealed bids will be received by the city clerk of Liberal, Kansas (the issuer), on behalf of the governing body at City Hall, 325 Washington, Liberal, KS 67905, until noon C.S.T. on December 1, 1992, for the purchase of \$419,000 principal amount of General Obligation Bonds, Series 1992-2. No bid of less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof, except one bond in the denomination of \$4,000. The bonds will be dated December 1, 1992, and will become due on October 1 in the years as follows:

Year	Principal Amount
1993	\$39,000
1994	35,000
1995	35,000
1996	40,000
1997	40,000
1998	40,000
1999	45,000
2000	45,000
2001	50,000
2002	50,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on April 1 and October 1 in each year, beginning on October 1, 1993.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of \$8,380 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before December 30, 1992, at such bank or trust com-

(continued)

pany in the contiguous United States of America as may be specified by the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1992 is \$71,869,934. The total general obligation indebtedness of the issuer as of the date of the bonds, including the bonds being sold, is \$3,924,000.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Gilmore & Bell, a Professional Corporation, Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the city clerk, (316) 626-0101.

Dated November 16, 1992.

City of Liberal, Kansas

Doc. No. 012747

(Published in the Kansas Register, November 19, 1992.)

Notice of Bond Sale
\$220,000 Par Value
General Obligation Bonds
Waterworks Improvement Bonds
City of Inman, Kansas

The city council of the city of Inman, Kansas, will receive and consider written sealed bids at 6:30 p.m. November 30, 1992, at Inman City Hall for the sale of \$220,000 of Waterworks Improvement Bonds for cash at not less than par and accrued interest. Such bonds are for waterworks improvements and constitute general obligations of the city of Inman, payable from unlimited ad valorem taxes.

Such bonds will be dated December 1, 1992, and shall be in the denomination of \$5,000 or multiples thereof. Interest will be payable on June 1 and December 1 of each year with the first interest payable June 1, 1993. Both principal and interest shall be payable at the office of the State Treasurer, Topeka, Kansas. Said bonds will be issued in series, maturing as follows:

12-1-93	20,000
12-1-94	20,000
12-1-95	20,000
12-1-96	20,000
12-1-97	20,000
12-1-98	20,000
12-1-99	20,000
12-1-00	20,000
12-1-01	20,000
12-1-02	20,000
12-1-03	20,000
12-1-04	20,000

and shall not be subject to call for prior payment.

Said bonds will be printed at the expense of the city of Inman, and said bonds will be sold subject to the

legal opinion of William P. Timmerman, municipal bond counsel, Wichita, Kansas, whose unqualified approving opinion will be furnished to the successful bidder. The cost of this legal opinion shall be at the expense of the city of Inman. All other expenses of legal services shall be at the expense of the city of Inman.

Proposals will be received on the bonds bearing such rate or rates of interest as may be specified by the bidders, subject to the following conditions: The same rate shall apply to all bonds of the same maturity. Each interest rate specified shall be a multiple of $\frac{1}{8}$ or $\frac{1}{20}$ of 1 percent. No interest rate shall exceed a rate equal to the 20 bond index of tax-exempt municipal bonds published by *Credit Markets* in New York, New York, on the Monday next preceding the day on which the bonds are sold, plus 2 percent. No rate specified shall be lower than any rate specified for an earlier maturity of the bonds. No bid of less than the par value of the bonds and accrued interest thereon to the date of delivery will be considered, and no supplemental interest payments will be authorized. Each bid shall specify the total interest cost to the city during the life of the bonds on the basis of such bid, the premium, if any, offered by the bidder, and the net interest cost to the city on the basis of such bid. Each bid shall also specify the average annual net interest rate to the city on the basis of such bid.

Purchasers shall submit their bids in writing, sealed, and marked, "Bond Bid," for all or any part of such bonds. All bids must state the average interest rate and the total interest cost, certified by the bidder to be correct. Each bid must be accompanied by a certified check equal to 2 percent of the total amount of the bid. In case any purchaser whose bid is accepted shall fail to carry out the contract, said deposit shall be forfeited to the municipality. The checks of unsuccessful bidders will be returned.

Such sealed bids shall be opened publicly and only at the time and place specified in this notice and will be sold to the highest and best bidder or bidders. The city of Inman reserves the right to reject any or all bids.

The assessed valuation of the city of Inman for the year 1992 was \$3,913,262. The total bonded indebtedness of the municipality on December 1, 1992, including the bonds submitted for bid, will be \$470,000, of which sum \$30,000 is exempt from the debt limit.

Said bonds, duly printed, executed and registered, will be delivered to the successful bidder on or about January 15, 1993. Place of delivery will be at such bank in Inman, Kansas; Topeka, Kansas; Wichita, Kansas; or Kansas City, Missouri, as the purchaser may designate.

The purchaser will prepare the bond registry.

Dated at Inman, Kansas, this 9th day of November, 1992.

City of Inman, Kansas
By: N. A. Schmidt, Mayor
Attest: Eva K. Friesen
City Clerk

Doc. No. 012737

State of Kansas

The Kansas Lottery

Temporary Administrative
Regulations

Article 3.—INSTANT GAME RULES

111-3-9 (Authorized by and implementing K.S.A. 1988 Supp. 74-8710(a), effective, T-88-39, Oct. 15, 1987; amended, T-89-4, Jan. 22, 1988; amended, T-89-25, May 24, 1988; amended, T-111-6-30-89, June 30, 1989; revoked, T-111-10-27-92, Sept. 11, 1992.)

Article 4.—INDIVIDUAL GAME RULES

111-4-104. Prizes. (a) The winners selected at the "State Fair Drawings" specified in K.A.R. 111-4-100 between September 11 and September 20, 1992, shall receive a prize of not less than one hundred dollars (\$100). All winners in the 1992 State Fair lottery drawings remain eligible for the "State Fair Grand Prize Drawing." The "State Fair Grand Prize Drawing" will occur during the "Grandstand Show" on September 20, 1992, and the winner shall receive a choice of certain new 1992 vehicles on display by the lottery and cash with a total value of \$14,630.92. All prize awards are subject to lottery validation, set offs and deductions provided by law.

(b) A player who purchases at least \$5.00 worth of any combination of instant and/or on-line tickets at the lottery state fair building or lottery tent is entitled to one spin of the lottery wheel at the state fair lottery building to win a lottery promotional prize. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-9-7-88, Sept. 6, 1988; amended, T-111-8-24-89, Aug. 18, 1989; amended, T-111-9-8-89, Sept. 8, 1989; amended, T-111-8-24-90, Aug. 17, 1990; amended, T-111-8-2-91, July 19, 1991; amended, T-111-5-21-92, May 15, 1992; amended, T-111-10-27-92, Sept. 11, 1992.)

111-4-339. Birthday Game Drawing. (a) To determine those who will be eligible for prizes, the Kansas lottery shall conduct one "Birthday Game" drawing in connection with the televised "Birthday Game" show which will be broadcast at 6:30 p.m. on Saturday, November 7, 1992.

(b) The "Birthday Game" drawing shall be conducted at the Kansas lottery headquarters at 128 N. Kansas, Topeka, Kansas, at 1:00 p.m. on October 31, 1992.

(c) The drum or receptacle containing the "Entry" tickets shall be sealed and rotated a minimum of 10 times or mixed thoroughly with a shovel for two minutes by lottery security personnel to ensure random selection.

(d) The selection of "Birthday Game" drawing winners shall be accomplished by an individual designated by the executive director, using a bare arm technique, removing only one ticket from the drum or receptacle in which all entries were placed. The person drawing the ticket shall show the name of the winner to the security person and the drawing manager present for verification. This process shall be repeated until six

valid entries have been drawn. The first six valid entries selected will be the "finalists" eligible for participation in the "Birthday Game" television show.

(e) After the finalists have been selected and the drum or receptacle is again rotated or mixed as specified in (c), an additional 125 names will be drawn for home viewer prizes.

(f) A person whose valid entry ticket has been drawn in any "Birthday Game" show drawing conducted pursuant to K.A.R. 111-4-336 *et seq.* shall be determined a winner, but regardless of the number of entries a person whose name appears on an entry ticket has made, he or she shall not be eligible to win more than one prize. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-10-3-91, Sept. 26, 1991; amended, T-111-9-1-92, Aug. 28, 1992; amended, T-111-10-27-92, Sept. 11, 1992.)

111-4-341a. Televised Procedure. The following procedures shall be used to determine the "Birthday Game Show" winners: (a) Round one will feature the first three finalists selected pursuant to K.A.R. 111-4-339. In the order in which their names were drawn, each will choose a different color from the choice of red, yellow or blue which represents the color of the horse they have selected for the contest. Each of the three finalists stands behind the horse he or she has selected. Four gates are set up along the lane in which each of the three horses will advance prior to crossing the finish line. The show host spins a wheel which contains equal numbers of equally spaced red, yellow or blue slots. When the wheel is spun and lands on a color, the finalist with the corresponding colored horse advances one space or gate. The game continues until the first finalist makes it to the finish line. The finalist making it to the finish line first goes on to the final round. The other two receive \$8,000 each.

(b) Round two will feature the fourth, fifth and sixth finalist selected pursuant to K.A.R. 111-4-339. In the order their names were drawn each of these three finalists will select one of three large birthday cakes. A film canister containing a message will be inside each of the cakes. Two of the messages state "You win \$8,000." The third message states "Go on." At the direction of the host, the round two finalists shall dig into the cakes to find the film canisters. The finalists will then open the canisters to reveal the messages.

(c) In the final round the advancing round one and round two finalists shall spin the lottery wheel, the round one finalist spinning first. The wheel is divided into 100 slots numbered from one to 100 (jackpot). Each finalist must spin the wheel one, and not more than two, valid spins. The wheel must make at least one complete revolution per spin, and the ball must remain in a slot after the wheel stops for at least five seconds as determined by the lottery security representative present, to be declared a valid spin. The numbers in the slot in which the ball stops and remains for five seconds becomes the finalist's initial score. After both finalists have spun the wheel once, each finalist in turn will be given the option of staying or spinning again.

(continued)

If a finalist spins the wheel a second time, that score is added to the first spin score. The finalist with a total score closest to 100 (jackpot) wins. In the case of a tie, each contestant will spin the wheel once, and the contestant with the highest single spin score wins. Multiple ties will be decided by a repeat of this final spin procedure until a winner is determined. The winner will be awarded the \$100,000 grand prize. The second place finalist will be awarded \$20,000.

(d) Should a finalist be unable to achieve a valid spin after two attempts, the host shall make subsequent spins on behalf of the finalist, unless a malfunction of the wheel is the reason for the failure to make a valid spin as determined by the lottery security representative present.

(e) Finalists and studio audience partners must be at least 18 years of age to appear and participate in the "Birthday Game" show. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-10-27-92, Sept. 11, 1992.)

111-4-341b. Entry into Drawing for Studio Audience Partners. The Kansas lottery will conduct a second chance drawing from among valid non-winning "Birthday Game" tickets including "Entry" tickets to select six players to be eligible for various cash prizes as studio audience partners for the "\$100,000 Birthday Game" Show.

(a) Non-winning "Birthday Game" tickets may be deposited in the Kansas lottery receptacles at the KFDI Country Fair at the Kansas Coliseum Pavilion in Wichita, Kansas on November 6, 1992, from 10:00 a.m. until 8:00 p.m. and November 7, 1992, from 10:00 a.m. until 5:30 p.m., at which time the drum will be closed by the lottery security representative present. Players may enter as often as they wish.

(b) A random drawing from the above entries placed in a drum by lottery security will be conducted at 5:30 p.m. November 7, 1992, at the Coliseum Pavilion pursuant to K.A.R. 11-3-1 *et seq.*

(c) Immediately after the six names are drawn, the validity of the ticket is determined by the lottery security representative present, the names of the studio audience partners shall be announced. Studio audience partners must be present to participate and win. Each entrant announced shall have five minutes to come forward and identify himself or herself to the lottery representative conducting the drawing. Should the lottery security representative present determine that an entrant whose name was drawn has not appeared within the time specified, additional entries will be drawn until all six studio audience partners have appeared. Each additional entry drawn, if necessary, shall replace the studio partner entrant in the position of the entrant who fails to appear.

(d) The six studio audience partners shall be paired in the order their names were drawn with finalists in the order the finalists' names were drawn, and prizes awarded studio partners will be based on the order of finish of the finalist with whom each studio partner was paired as shown in K.A.R. 111-4-340. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-10-27-92, Sept. 11, 1992.)

RULES FOR INSTANT GAME NO. 49 "HOLIDAY CASH"

111-4-445. Name of Game. The Kansas Lottery shall conduct an instant winner lottery game entitled "Holiday Cash" commencing on November 13, 1992. The specific rules for "Holiday Cash" are contained in K.A.R. 111-3-1 *et seq.* and 111-4-445 through 111-4-448. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-10-27-92, Sept. 11, 1992.)

111-4-446. Definitions. The following definitions shall apply to the "Holiday Cash" instant lottery game:

(a) "Game symbols" are the numbers, letters, symbols, or pictures printed in the game area of each instant game ticket and which determine if the ticket bearer is entitled to a prize. In the instant game, the Game symbols are printed in black ink in 15 pt. Archer. A game symbol appears in each of seven play spots within each game in the play area. Each game symbol for this instant game is one of the following images: candy cane—tree—sled—candle—bell—Santa's face.

(b) "Game symbol captions" are the words or portions of words printed beneath each game symbol in the play area and are used to repeat or explain the game symbol. The game symbol caption associated with each game symbol is as follows:

Game Symbol	Game Symbol Caption
Image of candy cane	CANE
Image of tree	TREE
Image of sled	SLED
Image of candle	CANDLE
Image of bell	BELL
Image of Santa's face	SANTA

(c) "Ticket validation number" means a unique number appearing on each ticket which is used to validate winning tickets. For this instant game, the ticket validation number is a 10-digit number which appears on the front of each instant ticket and will be covered by latex.

(d) "Book-ticket number" means the unique number appearing on each ticket which includes the number of the book from which it was removed and the serially assigned number of the ticket within that book. For this instant game, the book-ticket number is an 8-digit book number followed by a dash and then a 3-digit ticket number. The ticket numbers in each book start with 000 and end with 299. The book-ticket number is printed in black ink on the front of each instant game ticket.

(e) "Retailer validation code" means the small letters found under removable covering in the play area of each instant game ticket. The retailer uses this code to verify and validate winners which are to be paid by the retailer. In this instant game, the retailer validation code is a two letter code printed and appearing in two of six varying locations among the game symbols. The codes and their meanings are as follows: CC = \$1.00; EE = \$3.00; HH = \$6.00; TT = \$13.00; NN = \$20.00. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-10-27-92, Sept. 11, 1992.)

111-4-447. Determination of Instant Prize Winners. An instant prize winner is determined for this

instant game when the player removes or "scratches off" the removable layer of material covering the play area to reveal the seven game symbols and captions. This is a match three of seven game. If three of the seven concealed symbols match, the player wins the amount shown. No ticket will be eligible to win more than one prize. Prizes a player may win are as follows:

Get	Win
3—CANES	One dollar
3—TREES	Three dollars
3—SLEDS	Six dollars
3—CANDLES	Thirteen dollars
3—BELLS	Twenty dollars
3—SANTAS	One hundred dollars

(Authorized by K.S.A. 1991 Supp. 74-8710(b), (c) & (i); implementing K.S.A. 1991 Supp. 74-8710(b), (c) & (i) and 74-8720(b) & (d); effective, T-111-10-27-92, Sept. 11, 1992.)

111-4-448. Number and value of instant prizes.

(a) There will be approximately 3,300,000 tickets ordered for this instant game. The expected number and value of the instant prizes are as follows:

Prizes	Expected Number of Prizes in Game	Expected Value in Game
\$ 1.00	511,500	\$ 511,500
\$ 3.00	82,500	247,500
\$ 6.00	27,500	165,000
\$ 13.00	22,000	286,000
\$ 20.00	33,000	660,000
\$100.00	660	66,000
	<u>677,160</u>	<u>\$1,936,000</u>

(b) The executive director may terminate the sale of tickets prior to the complete sale of all tickets. In this event, the number and value of prizes will be approximately proportional to the number of tickets actually sold.

(c) All prizes are subject to deductions provided by law. (Authorized by K.S.A. 1991 Supp. 74-8710(b), (c) & (f); implementing K.S.A. 1991 Supp. 74-8710(b), (c) & (f); and 74-8720; effective, T-111-10-27-92, Sept. 11, 1992.)

"KFDI CONCERT DRAWINGS"

111-4-449. Name of Drawing. (a) The Kansas Lottery shall conduct an instant ticket drawing in conjunction with the "Alan Jackson/Diamond Rio Concert" entitled "KFDI Concert Drawing." The date of the drawing shall coincide with the 1992 "Birthday Game Show" on November 7, 1992, at the Kansas Coliseum, 1229 E. 85th North, Wichita, KS 67147.

(b) Receptacles or drums shall be open for entry from 5:30 p.m. until 6:25 p.m. only.

(c) The drawing shall be conducted immediately following the "Birthday Game Show" at approximately 7:00 p.m. on November 7, 1992. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-10-27-92, Sept. 11, 1992.)

111-4-450. Entry into Drawing. Entry into the "KFDI Concert Drawing" is accomplished by the process detailed in the following subparagraphs:

(a) Obtain a valid Kansas "\$100,000 Birthday Game" instant lottery ticket. Only "\$100,000 Birthday Game"

tickets are eligible for entry in the "KFDI Concert Drawing";

(b) Determine if the ticket is a winning ticket in accordance with any instant game rules. If the ticket is a winning ticket, it is not eligible for the "KFDI Concert Drawing" and shall be redeemed in accordance with the instant game rules;

(c) If the ticket is a valid non-winning ticket, the ticket is eligible for winning the drawing and the holder of the ticket may enter the "KFDI Concert Drawing." For the purposes of this drawing "Entry" tickets are also non-winning tickets;

(d) The holder of the non-winning ticket must complete the information form on the back of the ticket in a legible manner;

(e) The holder of the non-winning ticket must take the non-winning ticket with the completed information form to the location of the "KFDI Concert Drawing" and place it in the receptacle provided;

(f) The receptacles or drum shall be available and entries may be made at the times stated in K.A.R. 111-4-449;

(g) The holder of the ticket is not required to personally attend the "KFDI Concert Drawing" or be present at the time of the drawing to be determined a winner;

(h) The drawings will be conducted at the approximate time listed in K.A.R. 111-4-449.

(i) There is no limit to the number of entries a participant may make. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710(b); effective, T-111-10-27-92, Sept. 11, 1992.)

111-4-451. Prizes. Each of the 17 winners selected at the "KFDI Concert Drawing" specified in subsection (c) of K.A.R. 111-4-449 on November 7, 1992, shall receive prizes as follows:

Order in which tickets are drawn	Prize
1st	\$2,000
2nd	1,000
3rd through 17th	100

(Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-10-27-92, Sept. 11, 1992.)

111-4-452. Determination of "KFDI Concert Drawing" Winners. (a) At least 5 minutes before the closing of the drum, the person designated by the executive director, shall announce to the audience that the winner selection process will begin.

(b) Prior to sealing the receptacle or drum, the person designated by the executive director shall announce that entries into the "KFDI Concert Drawing" are closed. No further entries will be accepted.

(c) The receptacle or drum shall be sealed and rotated a minimum of 10 times to ensure random selection.

(d) The executive director shall designate one individual of his choice to participate in the selection process.

(e) The selection of "KFDI Concert Drawing" winners on November 7, 1992, shall be accomplished by the individual designated by the executive director, who shall remove 17 tickets from the receptacle or

(continued)

drum in which all entries were placed for the drawing. A lottery employee designated by the executive director as well as the lottery security representative present shall review the selected ticket to determine if the name stated on the information form located on the back of the selected ticket is legible. This process shall be repeated until 17 valid winners have been selected. The names of the last 10 winners drawn will be announced at approximately 7:20 p.m. and they will win \$100 each. The names of the first seven winners drawn will be announced in reverse order later in the evening between concerts, with the first five announced receiving \$100 each, and the last two receiving \$1,000 and \$2,000 respectively.

(f) A named person is not required to be present in order to win the "KFDI Concert Drawing" prizes described in K.A.R. 111-4-452. The security person conducting the drawing shall be responsible for the final determination concerning the legibility of the name on any ticket drawn.

(g) A person whose valid ticket has been drawn from the receptacle or drum at each drawing shall be determined a "KFDI Concert Drawing" winner, but regardless of the number of entries a person whose name appears on a valid entry drawn in the "KFDI Concert Drawing" has made, he or she shall not be eligible to win more than one prize.

(h) Each winner shall be given a prize claim form to be completed and returned to the lottery;

(i) If the name on any ticket drawn is not legible, or the person named on the ticket already has a winning entry, the ticket drawn will be void and the selection process shall be repeated until a valid winning ticket is selected. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-10-27-92, Sept. 11, 1992.)

111-4-453. Co-sponsor Drawings. Co-sponsors of "KFDI Concert Drawing" may hold co-sponsor drawings in conjunction with local retailers, businesses and organizations at the drawing event. In no instance shall these drawings take place prior to the lottery "KFDI Concert Drawing." Such drawings, if conducted, shall be a part of the lottery "KFDI Concert Drawing" and prizes, in addition to those presented by the lottery, may be donated by the co-sponsor(s). The person drawing tickets for the lottery may draw additional tickets for the co-sponsor(s). At the end of the drawing event(s) all tickets except tickets drawn for use by the lottery shall be returned to the receptacle or drum. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-10-27-92, Sept. 11, 1992.)

Article 7.—CASH LOTTO GAME RULES

111-7.3. Game Description; Retail Sale of Tickets.

(a) Cash Lotto is a twice weekly six (6) of thirty-three (33) Lotto game which pays prizes for correctly picking six (6) of six (6) numbers on a pari-mutuel basis with a minimum guaranteed prize of Fifty Thousand Dollars (\$50,000). Prizes for correctly picking five (5) of six (6) numbers and four (4) of six (6) numbers shall be determined on a pari-mutuel basis with a two dollar (\$2.00) minimum.

(b) To play Cash Lotto, a player shall select a set of six (6) different numbers between one (01) and thirty-three (33), for input into a terminal. Tickets may be purchased from a terminal operated by a retailer (i.e., a clerk-activated terminal). When purchased from a retailer, the player may select each two (2) sets of numbers by: 1) communicating the numbers to the retailer; 2) by marking two, or four, six, eight or ten, boards with six (6) numbers on each play slip and submitting the play slip to the retailer; or 3) requesting a quick pick from the retailer.

The retailer will then issue a ticket from the terminal containing the selected sets of numbers, each of which constitutes a game play. Should a player submit a play slip on which one or more boards are marked to indicate number selections and one or more other boards indicate quick pick, the system shall follow the player's intentions as marked on the play slip.

(c) A validated ticket shall be the only proof of a game play or plays, and the submission of a winning ticket to and receipt of the ticket by the Lottery or its authorized retailer shall be the sole method of claiming a prize or prizes. A play slip has no pecuniary or prize value and shall not constitute evidence of ticket purchase, of numbers selected or prizes to be paid.

(d) A ticket may not be voided or cancelled by returning the ticket to the selling retailers, including tickets that are printed in error except as provided in K.A.R. 111-7-3a.

(e) Starting September 18, 1991, ticket sales will end at approximately 6:45 p.m. central time (CT) on Wednesdays and Saturdays and resume at approximately 7:00 p.m.

(f) Drawings will be conducted twice weekly, on Wednesdays and Saturdays at approximately 6:58 p.m. central time (CT) after the game is closed at approximately 6:45 p.m. central time (CT), and lottery security personnel have verified that the game is closed, under conditions and procedures promulgated by the executive director of the lottery.

(g) It shall be the sole responsibility of the player to verify the accuracy of the game plays and other data printed on the ticket. The placing of plays is done at the player's own risk through the on-line retailer who is acting on behalf of the player in entering the plays. (Authorized by and implementing K.S.A. 1990 Supp. 74-8710, effective, T-89-25, May 31, 1988; amended, T-111-11-2-89, Oct. 27, 1989; amended, T-111-6-7-90, June 1, 1990; amended, T-111-9-20-91, Sept. 13, 1991; amended, T-111-7-1-92, June 26, 1992; amended, T-111-10-27-92, Sept. 11, 1992.)

111-7.3a. Cancellation of Tickets. (a) Effective October 29, 1992, a single game or consecutive game ticket may be cancelled provided it is cancelled the same day it was issued and prior to the draw break, at the same terminal from which it was purchased. The cancelled ticket, along with the terminal issued cancellation slip, must be retained and turned over to the lottery.

(b) If a single game or consecutive game ticket is not cancelled before the draw break on the day it was

issued, credit may still be given to a retailer provided the following steps are taken:

(1) The retailer attempts to cancel the ticket within 30 seconds from the time the ticket was produced and a computer record is created of the attempt to cancel;

(2) The retailer calls the on-line vendor's "hotline" number, gives the ticket number to the operator the same day of occurrence, and completely fills out a problem ticket report; and

(3) The retailer does not cash, or attempt to cash the ticket; and

(4) The retailer remits the ticket attached to the completed problem ticket report to the lottery within two weeks from the date of purchase.

(c) An exchange ticket cannot be cancelled. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710, effective, T-111-10-27-92, Sept. 11, 1992.)

111-7-66. Game Description; Drawing. (a) Pick 3 is a daily game in which drawings shall be conducted every day but Sunday in accordance with lottery procedures.

(b) To play Pick 3 a player shall select a set of three single digit numbers from three sets of single digit numbers beginning with zero and progressing by increments of one through the number nine by (1) communicating the numbers to the retailer; (2) marking up to four boards on each play slip and submitting the play slip to the retailer; or (3) requesting a quick pick from the retailer.

(c) The cost of a single ticket shall be either \$.50 per play or \$1.00 per play times the number of plays.

(d) A validated ticket shall be the only proof of a game play or plays, and the submission of a winning ticket to and receipt of the ticket by the lottery or its authorized retailer shall be the sole method of claiming a prize or prizes. A play slip has no pecuniary or prize value and shall not constitute evidence of ticket purchase, of numbers selected or prizes to be paid.

(e) A ticket may not be voided or cancelled by returning the ticket to the selling retailers, including tickets that are printed in error except as provided in K.A.R. 111-7-66a.

(f) Ticket sales will end at approximately 6:45 p.m. central time (CT) on each drawing day and resume at approximately 7:00 p.m.

(g) Drawings will be conducted daily except Sundays at approximately 6:55 p.m. central time (CT) immediately after the game is closed, and the lottery security official present has verified that the game is closed, under conditions and procedures promulgated by the executive director of the lottery.

(h) It shall be the sole responsibility of the player to verify the accuracy of the game plays and other data printed on the ticket. The placing of plays is done at the player's own risk through the on-line retailer who is acting on behalf of the player in entering the plays. (Authorized by and implementing K.S.A. 1990 Supp. 74-8710; effective, T-111-12-18-91, Dec. 13, 1991; amended, T-111-7-1-92, June 26, 1992; amended, T-111-10-27-92, Sept. 11, 1992.)

111-7-66a. Cancellation of Tickets. (a) Effective October 29, 1992, a single game or consecutive game

ticket may be cancelled provided it is cancelled the same day it was issued and prior to the draw break, at the same terminal from which it was purchased. The cancelled ticket, along with the terminal issued cancellation slip, must be retained and turned over to the lottery.

(b) If a single game or consecutive game ticket is not cancelled before the draw break on the day it was issued, credit may still be given to a retailer provided the following steps are taken:

(1) The retailer attempts to cancel the ticket within 30 seconds from the time the ticket was produced and a computer record is created of the attempt to cancel;

(2) The retailer calls the on-line vendor's "hotline" number, gives the ticket number to the operator the same day of occurrence, and completely fills out a problem ticket report; and

(3) The retailer does not cash, or attempt to cash the ticket; and

(4) The retailer remits the ticket attached to the completed problem ticket report to the lottery within two weeks from the date of purchase.

(c) An exchange ticket cannot be cancelled. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-10-27-92, Sept. 11, 1992.)

Ralph Decker
Executive Director

Doc. No. 012729

State of Kansas

Department of Health and Environment

Permanent Administrative Regulations

Article 14.—COLLECTION AND ANALYSIS OF WATER; PUBLIC WATER SUPPLIES

28-14-2. Schedule of fees. All public water supply systems submitting samples for analysis to the environmental laboratories of the department of health and environment in conformance with requirements of K.A.R. 28-15-14 shall receive a quarterly statement reflecting the cost of services rendered during the previous calendar quarter. Fees shall be paid to the department of health and environment, Topeka, Kansas 66620, within 30 days of receipt of statement. Failure to pay fees will result in denial of future analytical services.

(a) Complete chemical analysis consisting of:		\$90.00
(1) Calcium	(11) pH	
(2) Magnesium	(12) Turbidity	
(3) Sodium	(13) Specific conductance	
(4) Potassium	(14) Total dissolved solids	
(5) Total hardness	(15) Total phosphate	
(6) Total alkalinity	(16) Silica	
(7) Chloride	(17) Iron	
(8) Sulfate	(18) Manganese	
(9) Nitrate	(19) Ammonia nitrogen	
(10) Fluoride		

(continued)

(b) Complete heavy metals and cyanide consisting of:	\$120.00
(1) Iron	
(2) Manganese	
(3) Arsenic	
(4) Barium	
(5) Cadmium	
(6) Chromium	
(7) Copper	
(8) Lead	
(9) Mercury	
(10) Selenium	
(11) Beryllium	
(12) Zinc	
(13) Nickel	
(14) Antimony	
(15) Thallium	
(16) Cyanide	
(c) Total hardness consisting of calcium and magnesium:	\$13.00
(d) Individual analysis:	
(1) Total suspended solids	\$5.50
(2) Alkalinity	4.50
(3) Chloride	4.50
(4) Sulfate	4.50
(5) Nitrate	4.50
(6) Ammonia nitrogen	4.50
(7) Total phosphate	5.50
(8) Nitrite	4.50
(9) Cyanide	12.50
(10) Total kjeldahl nitrogen	10.00
(11) Iron	6.50
(12) Manganese	6.50
(13) Sodium	6.50
(14) Potassium	6.50
(15) Calcium	6.50
(16) Magnesium	6.50
(17) Silica	6.50
(18) Arsenic	7.50
(19) Selenium	7.50
(20) Lead	7.50
(21) Cadmium	7.50
(22) Mercury	10.50
(23) pH	4.00
(24) Hexavalent chromium	10.00
(25) Turbidity	4.00
(26) Total dissolved solids (180° C)	15.00
(27) Specific conductivity	4.00
(28) Fluoride	4.50
(29) Antimony	7.50
(30) Thallium	7.50
(31) Ortho-phosphate	4.50
(32) Other heavy metals	6.50
(33) Organic chemistry screen for toxic levels of pesticides and herbicides	200.00
(34) Volatile organic compounds-regulated, unregulated	75.00
(35) Total trihalomethanes, consisting of the total of chloroform, chloro dibromomethane, dichloro bromomethane and bromoform	35.00
(36) Coliform determination	8.00
(37) Radiation chemistry screen for gross alpha and gross beta activity	45.00
(38) Radon	35.00
(e) Toxicity characteristic leaching procedure	100.00

(Authorized by K.S.A. 75-5625; and implementing K.S.A. 65-156, 65-166a; effective Jan. 1, 1966; amended, E-79-13, June 15, 1978; amended May 1, 1979; amended May 1, 1982; amended, T-88-13, May 18, 1987; amended May 1, 1988; amended Jan. 4, 1993.)

Article 24.—SANITARY REGULATIONS FOR COSMETOLOGISTS

28-24-1. Definitions. (a) "EPA" means the United States environmental protection agency.

(b) "Establishment" means any place where cosmetology is practiced, other than a cosmetology school.

(c) "Licensee" means any person licensed as a cosmetologist, cosmetology technician, manicurist or electrologist.

(d) "School" means any place licensed by the board of cosmetology for the training of cosmetologists, cosmetology technicians, manicurists or electrologists.

(e) "Student" means a person receiving training in a school. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148, effective Jan. 4, 1993.)

28-24-2. Personal cleanliness. (a) The person and the uniform or attire worn by an individual serving a patron shall at all times be clean. The uniform or attire shall not be shorter than mid thigh and shall cover the armpits.

(b) Each person shall thoroughly wash his or her hands with soap and water or any equally effective cleansing solution before serving each patron. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148, effective Jan. 11, 1993.)

(c) Unused disposable gloves shall be worn by a student or licensee if there is a likelihood of exposure to blood or body fluids while working. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148, effective Jan. 4, 1993.)

28-24-4. Towels. (a) After a towel has once been used, it shall be deposited in a closed receptacle, and shall not again be used until properly laundered and sanitized.

(b) Used towels shall be laundered either by regular commercial laundering or by a noncommercial laundering process which includes immersion in water at 140 degrees Fahrenheit for not less than fifteen minutes during the washing or rinsing operation.

(c) Laundering facilities shall be in an area not open to the public.

(d) All clean towels are to be stored in a closed cabinet. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148, effective Jan. 4, 1993.)

28-24-5. Headrests, shampoo bowls, treatment tables, and sinks. (a) The headrest of chairs shall be covered with a clean towel or paper sheet for each patron.

(b) Shampoo trays and bowls must be cleansed with soap and water or other detergent after each shampoo, kept in good repair and in a sanitary condition at all times.

(c) Treatment tables must be covered with a clean sheet of examination paper or cloth for each patron.

(d) Each licensed cosmetology salon shall have at least one shampoo bowl with shampoo spray, in working order at all times, to be used with hot and cold running water. All other licensed establishments shall have at least one handwashing sink with hot and cold running water in the work area.

(e) All schools shall have at least two handwashing sinks with hot and cold running water in the work area. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148, effective Jan. 4, 1993.)

28-24-6. Bottles and containers. All bottles and containers in use shall be distinctly and correctly labeled to disclose their contents. All bottles containing poisonous or caustic substances shall be additionally and distinctly marked as such and shall be stored in an area not open to the public. (Authorized by and

implementing K.S.A. 1991 Supp. 65-1,148, effective Jan. 4, 1993.)

28-24-7. Liquids, creams, powders and other preparations. (a) All liquids, creams, and other preparations shall be kept in properly labeled clean and closed containers. Powders shall be kept in a clean shaker.

(b) When only a portion of a preparation is to be used on a patron, it shall be removed from the container in such a way as not to contaminate the remaining portion. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148, effective Jan. 4, 1993.)

28-24-8. Neck strips. A sanitary neck strip or towel shall be used to keep the protective covering from coming in direct contact with a patron's neck. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148, effective Jan. 4, 1993.)

28-24-9. Instruments and supplies. (a) All supplies and instruments which come in direct contact with a patron and cannot be disinfected, including but not limited to cotton pads, emery boards used on natural nail, and neck strips, shall be disposed of in a covered waste receptacle immediately after use.

(b) No person training or working in a school or establishment shall be permitted to carry any instrument or supplies in or on a garment or uniform such as instrument belts or instrument organizers. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148, effective Jan. 4, 1993.)

28-24-10. Disinfecting non-electrical instruments and equipment. (a) Before use upon a patron, all non-electrical instruments and equipment shall be disinfected in the following manner: clean with soap or detergent and water and then totally immerse in either an EPA-registered disinfectant with demonstrated bactericidal, fungicidal, and virucidal activity used according to manufacturer's instructions or 70% isopropyl alcohol for at least ten minutes.

(b) The disinfectant solutions specified in section (a) shall remain covered at all times and shall be changed at least once per week and/or whenever visibly cloudy or dirty.

(c) All non-disinfected instruments that have been used on a patron or soiled in any manner shall be placed in a properly labeled covered receptacle.

(d) All disinfected instruments shall be stored in a clean enclosed cabinet or covered container reserved for instruments only.

(e) If instruments and equipment specified in this section are sterilized in accordance with the requirements outlined in K.A.R. 28-24-12, the requirements of this section will be deemed to have been met. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148, effective Jan. 4, 1993.)

28-24-11. Disinfecting electrical instruments. (a) Clippers, vibrators, and other electrical instruments shall be disinfected prior to each use by:

(1) First removing all foreign matter; and

(2) Disinfecting with an EPA-registered disinfectant with demonstrated bactericidal, fungicidal, and viru-

cidal activity used according to manufacturer's instructions.

(b) All disinfected electrical instruments shall be stored in a clean, covered place. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148, effective Jan. 4, 1993.)

28-24-12. Sterilizing electrolysis instruments. (a) Before use upon a patron, each electrolysis needle, needle tip and tweezer shall be first cleaned with detergent and water which may include the use of ultrasonic equipment and then be sterilized by one of the following methods:

(1) Steam sterilizer, registered and listed with the federal Food and Drug Administration, used according to manufacturer's instructions; or

(2) dry heat sterilizer, registered and listed with the federal Food and Drug Administration, used according to manufacturer's instructions.

(b) Sterilization equipment shall be checked weekly to ensure that it is reaching the temperature required by manufacturer's instructions.

(c) Sterilized equipment shall be stored in a closed sterile container.

(d) A separate sterilized vial for holding tweezers and needle during treatment shall be provided for each patron.

(e) Re-use of needles for different patrons is prohibited.

(f) Needles and other sharp equipment shall be disposed of in a puncture resistant container.

(g) All surfaces of counters, furniture, and equipment in treatment areas shall be made of smooth, non-porous materials. Surfaces shall be cleaned using an EPA-registered disinfectant according to manufacturer's instructions or a freshly prepared solution of no less than one part liquid bleach to 100 parts water. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148, effective Jan. 4, 1993.)

28-24-13. Physical facilities. (a) The school or establishment shall be kept well lighted, well ventilated, and in a sanitary condition. Floors, walls, ceilings, furniture and other fixtures and apparatus and all other exposed surfaces in each school or establishment shall be kept clean, free from dust, hair and other debris, and in good repair at all time. All curtains shall be kept carefully laundered or chemically cleaned.

(b) If a room used for residential or non-cosmetology business purposes is the same room or adjacent to a room used for the practice of cosmetology, then a solid partition shall separate the premises used for residential or business purposes from the cosmetology area. The partition may contain a door, provided it remains closed except for entering and leaving.

(c) A separate outside entrance must be provided for the school or establishment.

(d) All establishments shall have no less than 150 square feet of floor space and all schools shall have no less than 3,500 square feet of floor space as measured by the floor space visible inside the finished room walls.

(continued)

(e) All schools or establishments shall be supplied with sanitary drinking water facilities.

(f) Each establishment and school shall have a toilet and handwashing sink which shall be kept in a sanitary condition and shall be located in or adjacent to the establishment.

(g) Each handwashing sink shall have a soap dispenser and disposable towels or an air dryer for hands. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148, effective Jan. 4, 1993.)

28-24-14. Prohibitions. (a) No smoking, eating, or drinking is allowed in the working area of an establishment or school. Food preparation is prohibited in an establishment or school.

(b) Alcoholic beverages are prohibited.

(c) Neck dusters are prohibited.

(d) No person shall bring any animal into, or permit any animal to be brought into, or permit any animal to remain in a school or establishment. Trained animals accompanying sightless, hearing impaired, or physically handicapped persons are exempted from this section.

(e) Sleeping facilities, except cribs and playpens, are prohibited.

(f) No school or establishment shall permit an accumulation of waste or refuse.

(g) All open waste containers are prohibited. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148, effective Jan. 4, 1993.)

28-24-15. Rules and licenses posted. (a) Each school or establishment shall keep a copy of the sanitation regulations adopted by the Kansas department of health and environment, the inspection report for the school or establishment, and the license of the school or establishment posted in a conspicuous place.

(b) Each employee shall post their personal license at their work station. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148, effective Jan. 4, 1993.)

28-24-16. Enforcement. (a) The holder or holders of an establishment or school license and the person in charge of any such establishment or school shall be liable for implementing and maintaining all applicable sanitary regulations individually and jointly with all persons employed by or working in or on the premises. All students and licensees shall be held individually liable for implementation and maintenance of all applicable sanitary regulations.

(b) Refusal to permit, or interference with, an inspection by an authorized representative of the board of cosmetology during any time the instruction or practice of cosmetology is being conducted shall constitute a cause for disciplinary action. (Authorized by and implementing K.S.A. 1991 Supp. 65-1,148, effective Jan. 4, 1993.)

Robert C. Harder
Secretary of Health
and Environment

Doc. No. 012736

State of Kansas

Board of Cosmetology

Permanent Administrative Regulations

Article 7.—SANITARY RULES; BEAUTY SHOPS AND BEAUTY SCHOOLS

69-7-1. (Authorized by K.S.A. 65-1908; effective Jan. 1, 1966; amended Jan. 1, 1973; revoked Jan. 4, 1993.)

69-7-2. (Authorized by K.S.A. 1977 Supp. 65-1904a; effective Jan. 1, 1966; amended May 1, 1978; revoked Jan. 4, 1993.)

69-7-3. (Authorized by K.S.A. 65-1904a; effective Jan. 1, 1966; revoked Jan. 4, 1993.)

69-7-4. (Authorized by K.S.A. 65-1904a; effective Jan. 1, 1966; revoked Jan. 4, 1993.)

69-7-5. (Authorized by K.S.A. 1977 Supp. 65-1904a; effective Jan. 1, 1966; amended May 1, 1978; revoked Jan. 4, 1993.)

69-7-7. (Authorized by K.S.A. 1977 Supp. 65-1904a; effective Jan. 1, 1966; amended, E-70-12, Jan. 1, 1970; amended Jan. 1, 1971; amended May 1, 1978; revoked Jan. 4, 1993.)

69-7-14. (Authorized by K.S.A. 1977 Supp. 65-1904a; effective Jan. 1, 1966; amended May 1, 1978; revoked Jan. 4, 1993.)

69-7-16. (Authorized by K.S.A. 1977 Supp. 65-1904a; effective Jan. 1, 1966; amended May 1, 1978; revoked Jan. 4, 1993.)

69-7-22. (Authorized by K.S.A. 65-1904a; effective Jan. 1, 1966; revoked Jan. 4, 1993.)

69-7-23. (Authorized by K.S.A. 1977 Supp. 65-1904a; effective Jan. 1, 1966; amended May 1, 1978; revoked Jan. 4, 1993.)

69-7-25. (Authorized by K.S.A. 1977 Supp. 65-1904a; effective Jan. 1, 1966; amended May 1, 1978; revoked Jan. 4, 1993.)

69-7-26. (Authorized by K.S.A. 65-1904a; effective Jan. 1, 1966; revoked Jan. 4, 1993.)

69-7-27. (Authorized by K.S.A. 1977 Supp. 65-1904a; effective Jan. 1, 1966; amended May 1, 1978; revoked Jan. 4, 1993.)

Nancy Shobe
Executive Director

Doc. No. 012735

State of Kansas

Kansas Insurance Department

Permanent Administrative
Regulations

Article 1.—GENERAL

40-1-37. Insurance companies; audited financial reports; filing requirements. The national association of insurance commissioners' model regulation requiring annual audited financial reports, December 1990 edition, is hereby adopted by reference subject to the following exceptions:

(a) Sections 1, 16, and the last three paragraphs of section 14 are not adopted.

(b) Section 2 is hereby amended to read as follows: "Every insurer shall be subject to this rule unless an exemption is granted pursuant to section 14 of this regulation."

(c) The definition of "insurer" contained in section 3 is hereby amended to read as follows: "Insurer means an insurance company, fraternal benefit society, mutual nonprofit hospital and medical service corporation, health maintenance organization or any prepaid service plan operating under articles 19a, 19b or 19d of chapter 40 of the Kansas Statutes Annotated.

(d) Any hearing held pursuant to section 14 shall be conducted in accordance with the Kansas administrative procedure act.

(e) The rotation requirement imposed by subsection C, section 7 shall commence to accrue with the first audited financial report rendered on and after January 1, 1995. (Authorized by K.S.A. 40-103, L. 1988, ch. 150; implementing L. 1988, ch. 150; effective July 10, 1989; amended Jan. 4, 1993.)

Article 2.—LIFE INSURANCE

40-2-12. Replacement of life insurance and annuities. (a) Definitions.

(1) "Agent" means each agent, broker, or other person representing an insurer in the sale of any type of policy.

(2) "Company" or "insurer" means each company, society, association or other financial institution which issues a policy subject to the supervision of the Kansas insurance department.

(3) "Life insurance" means each life insurance policy, annuity, or variable annuity contract, unless specifically exempted in subsection (b).

(4) "Substantial cash values" means each transaction in which an amount exceeding 50 percent of the tabular cash value may be released on one or more of the existing policies.

(5) "Substantial borrowings" means each transaction in which an amount exceeding 50 percent of the tabular cash value may be borrowed on one or more existing policies.

(6) "Securities," as used in this regulation, shall not include any insurance or endowment policy, or annuity contract under which an insurance company promises to pay a fixed or variable sum of money

either in a lump sum or periodically for life or for some other specified period.

(7) "Replacement" means each transaction in which new life insurance may be purchased from an agent who knows, or reasonably should know that, as a part of the transaction or in consequence of it, a previously existing life insurance has been or is likely to be:

(A) Lapsed or surrendered;

(B) converted into paid-up insurance, continued as extended term insurance or another form of non-forfeiture benefit;

(C) converted to effect a reduction either in the amount of the existing life insurance, or in the period of time the existing life insurance will continue in force;

(D) reissued with a reduction in amount so that substantial cash values are released; or

(E) assigned as collateral for a loan or subjected to substantial borrowing of loan values in single or multiple transactions.

(8) "Sales proposal" means individualized, written sales aids. Sales aids of a general nature, which are maintained in the insurer's advertising compliance file, shall not be considered a sales proposal.

(b) This regulation shall not apply when:

(1) The application for the new life insurance is made to the same insurer that issued the existing life insurance, and a contractual policy change or conversion privilege is being exercised;

(2) the new life insurance is provided under:

(A) A group life insurance policy; or

(B) policies covering employees of an employer, debtors of a creditor, or members of an association, which are distributed on a mass merchandising basis and administered by group-type methods;

(3) the existing life insurance is a non-convertible term policy with five years or less to expire and which cannot be renewed;

(4) the solicitation is made by direct mail and:

(A) All sales material is standard and printed;

(B) the insurance company notifies the existing insurance company within three business days that the proposed insured has answered "yes" to the replacement question in the application; and

(C) concurrent with the notice to the existing company, the insurance company mails to the applicant a copy of the "notice to applicant regarding replacement of life insurance" described in subsection (h); or

(5) the policy is issued in connection with a pension, profit sharing, an individual retirement account, or other benefit plan qualifying for an income tax deduction of premiums.

(c) Each life insurance agent shall:

(1) Obtain a statement signed by the applicant as a part of each life insurance application as to whether the new insurance will replace existing life insurance; and

(2) submit to the insurer in connection with each life insurance application a statement as to whether, to the best of the agent's knowledge, a life insurance replacement is involved in the transaction.

(continued)

(d) When a replacement is involved, each life insurance agent shall:

(1) Include as part of each application a list of all existing life insurance policies to be replaced and the name of each insurer which issued the insurance being replaced;

(2) present to the applicant, when the application is submitted, a copy of each sales proposal used, and a "notice to applicants regarding replacement of life insurance" described in section (h) in a form acceptable to the commissioner. The agent shall leave the forms with the applicant after explaining their content;

(3) submit with the application a copy of each sales proposal used; and

(4) have the applicant acknowledge receipt of the "notice to applicant regarding replacement of life insurance."

(e) Each insurer shall:

(1) Inform its field representatives of the requirements of this regulation;

(2) require with each application a statement signed by the applicant as to whether the insurance will replace existing life insurance; and

(3) require in connection with each application for life insurance a statement signed by the agent as to whether, to the best of the agent's knowledge, a life insurance replacement is involved in the transaction.

(f) When a replacement is involved, the replacing insurer shall:

(1) Require with each application a list prepared by the agent of all existing life insurance policies to be replaced;

(2) obtain a copy of any sales proposal used, proof of the receipt by the applicant of the "notice to applicant regarding replacement of life insurance," and the name of each insurer whose insurance is being replaced;

(3) within three working days, notify each insurer whose insurance is being replaced by another insurer;

(4) delay, if it is not the existing insurer, policy issuance for 20 days after sending the notification required by subparagraph (3). The replacing insurer may issue its policy immediately when:

(A) The policy or a separate written notice states that, except as provided in K.A.R. 40-2-15 with respect to adjustments necessary to reflect investment risk on variable annuity contracts and variable life insurance policies, the applicant has a right to an unconditional refund of all premiums paid, within 20 days after delivery of the policy; and

(B) notice to the existing insurer is sent within three working days of the date its policy is issued;

(5) maintain copies of each sales proposal used, proof of receipt by the applicant of the "notice to applicant regarding replacement," and the applicant's signed statement with respect to replacement, in its home office for at least three years or until the conclusion of the next succeeding regular examination by the insurance department of its state of domicile, whichever is later. Each insurer receiving notice that its existing insurance may be replaced shall maintain a copy of the notice, indexed by insurer, for three years

after receipt or until the conclusion of the next regular examination conducted by the insurance department of its state of domicile, whichever is later; and

(6) either by inclusion in the replacement policy or by a rider attached thereto, provide that the new life insurance issued by the replacing insurer will not be contestable by the replacing insurer, in the event of the insured's death, to any greater extent than the replaced life insurance would have been contestable by the insurer providing the replaced coverage had a replacement not occurred. Subsection (f) (6) shall not apply to any amount of insurance provided by the replacement policy which exceeds the amount of insurance provided by the replaced policy.

(g) With the exception of the reference to a comparative information form, the forms set forth in exhibits A, B, and C of the national association of insurance commissioners' model life insurance replacement regulation, December 1978 edition, are hereby adopted by reference. Equivalent forms may be adopted with the prior approval of the insurance commissioner. If the forms adopted by reference require modification for replacements involving annuity contracts or contracts sold by direct mail methods, each company shall modify the form and submit the modified form to the insurance commissioner for approval. A copy of the modified forms shall be filed with the insurance commissioner.

(h) If an agent, who holds both a life insurance license and a securities license, proposes to sell securities to a policyholder which will result in situations set forth in paragraph (7) of subsection (a), the agent shall give written notice to the policyholder before consummating the proposal. Each written notice shall:

(1) Be dated and signed by the licensed agent, and state the agent's address;

(2) state the name and address of the policyholder;

(3) describe the insurance which has been or is to be affected, including the policy number, amount of insurance, plan of insurance, issue age, effective date, and the total premium;

(4) state how the insurance will be affected, the amount of cash value affected and the facts which support replacement; and

(5) list the company or companies involved.

(i) Each agent, who holds both a life insurance license and a securities license, shall keep a file containing a copy of each written notice. The agent shall keep a copy of each notice for three years. The file shall be subject to inspection and review by the insurance department, upon written request.

(j) When any licensed agent solicits life insurance in connection with the sale of securities not prohibited by K.S.A. 40-232, this agent shall, in addition to complying with the requirements of subsections (c) and (d), submit a copy of the notice required by subsection (i) to the insurer. Each notice shall be attached to and become a part of exhibit A referenced in section (g) of this regulation.

(k) Any violation of this rule shall be presumed to constitute a misleading representation for the purpose of inducing or tending to induce an insured to lapse,

forfeit or surrender the insured's existing insurance. (Authorized by K.S.A. 40-103, 40-2404a; implementing K.S.A. 1991 Supp. 40-2404; effective Jan. 1, 1971; amended Jan. 1, 1972; amended, E-72-20, Sept. 1, 1972; amended Jan. 1, 1973; amended Feb. 15, 1977; amended May 1, 1982; amended May 1, 1983; amended May 1, 1986; amended May 1, 1987; amended May 15, 1989; amended Jan. 4, 1993.)

Article 3.—FIRE AND CASUALTY INSURANCE

40-3-49. Fire and casualty insurance; modification of rate filing requirements; rates which cannot be practicably filed before use. (a) An insurer or rating organization may file with the commissioner a rule or procedure identifying those kinds of insurance, subdivisions, classes of risk, contracts or combinations thereof, the rates for which cannot practicably be filed before they are used.

(b) Any such rule or procedure approved by the commissioner shall provide for the filing of rates for approval on an individual basis no later than 30 days after the effective date of the contract or contracts to which the rates apply.

(c) Nothing in this regulation shall be construed as a suspension, preemption or modification of any provision of K.S.A. 40-1113 or 40-928 except as specifically permitted herein. (Authorized by K.S.A. 40-103; implementing K.S.A. 1991 Supp. 40-928(f) and K.S.A. 1991 Supp. 40-1112(j); effective Jan. 4, 1993.)

Article 4.—ACCIDENT AND HEALTH INSURANCE

40-4-37. Long-term care insurance; scope; application; definitions. (a) These regulations shall apply to individual or group long-term care insurance policies, subscriber contracts, endorsements and riders delivered or issued for delivery in this state by the following:

- (1) Insurance companies;
- (2) fraternal benefit societies;
- (3) nonprofit hospital and medical service corporations; and

- (4) health maintenance organizations.

(b) A policy, rider or endorsement shall not be advertised, described, solicited or issued for delivery in this state as long-term care insurance unless it conforms to the requirements of these regulations.

(c) As used in these regulations, these terms shall have the following meanings:

(1) "Long-term care insurance," "group long-term care insurance," "commissioner," "applicant," "certificate" and "policy" shall have the meanings set forth in K.S.A. 1991 Supp. 40-2227.

(2) "Medicare" means programs established by the "Health Insurance for the Aged Act," Title XVIII of the social security amendments of 1965, as then constituted or later amended.

(3) "Nursing facility" means a home, residence or institution, other than a hospital, which is primarily engaged in providing nursing care and related services on an inpatient basis under a license issued by the appropriate licensing agency. It may be a freestanding

facility or place, including nursing facility, skilled nursing home, intermediate nursing care home, intermediate personal care home, or a one to five bed adult care home. It may also be a distinct part of a facility, including a ward, wing, unit or a swing-bed of a hospital or other institution. Any definition of a nursing facility shall adhere to the above definition unless otherwise approved by the commissioner of insurance.

(4) "Mental or nervous disorder" shall not be defined more restrictively than including neurosis, psychoneurosis, psychopathy, psychosis, or any mental or emotional disease or disorder. However, no policy, contract or rider shall exclude or limit benefits on the basis of organic brain disease, including alzheimer's disease or senile dementia.

(5) "Nurse" may be defined so that the description of a nurse is restricted to a type of nurse, whether a registered graduate professional nurse, a licensed practical nurse, or a licensed vocational nurse. If the words "nurse," "trained nurse" or "registered nurse" are used without specific instruction, then the insurer shall recognize the services of any individual who qualified under this terminology in accordance with the applicable statutes or administrative rules of the licensing or registry board of the state.

(6) "Physician" may be defined by including the words "duly qualified physician" or "duly licensed physician." An insurer using these terms shall recognize and accept, to the extent of its obligation under the contract, all providers of medical care and treatment when these services are within the scope of the provider's licensed authority and are provided pursuant to applicable laws.

(7) "Sickness" shall not be defined more restrictively than the following: "Sickness" means illness or disease of an insured person which first manifests itself after the effective date of insurance and while the insurance is in force. A definition of sickness may provide for a waiting period which will not exceed 30 days from the effective date of the coverage of the insured person. The definition may be further modified to exclude illnesses or diseases for which benefits are provided under any workers' compensation, occupational disease, employer's liability or similar law.

(8) "Skilled nursing care," "intermediate nursing care," and "personal/custodial care" shall not be defined more restrictively than the definitions set forth in K.S.A. 39-923 for skilled nursing care, supervised nursing care, and simple nursing care, respectively.

(9) "Guaranteed renewable" means:

(A) The insured has the right to continue the long-term care insurance in force by the timely payment of premiums; and

(B) the insurer has no unilateral right to make any change in any provision of the policy or rider while the insurance is in force and cannot decline to renew the policy. However, rates may be revised by the insurer on a class basis.

(10) "Noncancellable" means the insured has the right to continue the long-term care insurance in force by the timely payment of premiums during which pe-

(continued)

riod the insurer has no right to unilaterally make any change in any provision of the insurance or in the premium rate.

(11) "Lapse" means termination of a policy due to failure by the policyholder to pay the premium within the time required.

(d) K.A.R. 40-4-37a, 40-4-37f and 40-4-37i shall not apply to group long term care insurance policies issued to an employer-employee group. (Authorized by K.S.A. 40-103, K.S.A. 1991 Supp. 40-2228; implementing K.S.A. 1991 Supp. 40-2228; effective, T-89-9, March 18, 1988; effective Sept. 12, 1988; amended Jan. 6, 1992; amended Jan. 4, 1993.)

40-4-37a. Long-term care insurance; renewal provisions; requirements. (a) A certificate or individual policy delivered or issued for delivery shall not contain renewal provisions less favorable to the insured than "guaranteed renewable" for life. Any insurer may receive approval of another type of renewal provision if the insurer demonstrates to the satisfaction of the commissioner that the approval would be in recognition of the unique, developing and experimental nature of long-term care insurance.

(b) Individual long-term care insurance policies shall include a renewal provision which complies with subsection (a) of this regulation. The provision shall:

- (1) Be appropriately captioned;
- (2) appear on the first page of the policy; and
- (3) clearly state the terms of renewability. (Authorized by K.S.A. 40-103, K.S.A. 1991 Supp. 40-2228; implementing K.S.A. 1991 Supp. 40-2228; effective Jan. 4, 1993.)

40-4-37b. Long-term care insurance; marketing practices; prohibitions; limitations. A policy shall not be advertised, described, solicited, delivered or issued for delivery in this state as long-term care insurance if the policy, contract or rider limits or excludes coverage by type of illness, treatment, medical condition or accident, except for the following:

(a) Mental or nervous disorders without demonstrable organic disease. This provision shall not exclude coverage for loss which results from organic brain disease, including alzheimer's disease or senile dementia;

(b) alcoholism and drug addiction;

(c) illness, treatment, medical condition or accident arising from:

- (1) Participation in a felony, riot or insurrection;
- (2) suicide, attempted suicide, or intentionally self-inflicted injury, whether sane or insane;
- (3) aviation; or
- (4) war or act of war, whether declared or undeclared;

(d) benefits provided under medicare or governmental programs other than medicaid, any state or federal workers' compensation or employer's liability or occupational disease law;

(e) services performed by a member of the covered person's immediate family; and

(f) services for which no charge is normally made in the absence of insurance. (Authorized by K.S.A. 40-103, K.S.A. 1991 Supp. 40-2228; implementing K.S.A. 1991 Supp. 40-2228; effective Jan. 4, 1993.)

40-4-37c. Long-term care insurance; termination; recurrent confinements; continuation of benefits. (a) If a long-term care insurance policy is terminated while an insured is confined in a nursing facility, benefits provided as a result of receiving nursing facility services shall continue until discharge from the nursing facility, expiration of the policy benefit period, if any, or payment of the maximum benefits for nursing facility services or maximum aggregate benefits under the policy, whichever comes first. For the purpose of this provision, continuous nursing confinement shall include transfer to another nursing facility or receiving another level of nursing care in a nursing facility. This subsection shall not apply if coverage under the policy terminates because of a lapse as defined in subsection (c) (11) of K.A.R. 40-4-37.

(b) A policy may contain a provision relating to recurrent confinements. However, a provision shall not specify that a recurrent condition be separated by a period greater than six months.

(c) Family coverage shall continue for any child who:

(1) is incapable of self-sustaining employment due to mental retardation or physical handicap on the date that the child's coverage would otherwise terminate under the policy due to the attainment of a specified age limit; and

(2) is chiefly dependent on the insured for support and maintenance. The policy may require that within 31 days of the date that the child's coverage would otherwise terminate, the insured must furnish the company due proof of the child's incapacity and a notice of the insured's election to continue the policy in force with respect to the child, or the policy may require that a separate converted policy be issued at the option of the insured or policyholder. (Authorized by K.S.A. 40-103, K.S.A. 1991 Supp. 40-2228; implementing K.S.A. 1991 Supp. 40-2228; effective Jan. 4, 1993.)

40-4-37e. Long-term care insurance; prohibited policy provisions. A long-term care policy shall not:

(a) Contain an elimination period greater than 100 days for each period of confinement in a nursing home or for all confinements in a nursing home which are due to the same or related causes and separated from each other by less than six months;

(b) exclude coverage for confinement to an intermediate nursing facility when benefits are provided for nursing care;

(c) provide coverage for skilled nursing care only or provide significantly more coverage for skilled care in a facility than coverage for lower levels of care;

(d) be delivered or issued for delivery to any person in this state unless every printed portion of the text of the policy is plainly printed in not less than 10 point type;

(e) require prior confinement to a hospital or prior confinement for a greater level of nursing care as a condition precedent to the payment of inpatient benefits;

(f) be delivered in this state unless the following notice is attached to the policy:

"IMPORTANT NOTICE"

"Please read the copy of the application attached to this policy. Carefully check the application and write to the company . . . (address) . . . , within 30 days, if any information shown on it is not correct and complete, or if any past medical history has been left out of the application. This application is a part of the policy and the policy was issued on the basis that answers to all questions and the information shown on the application are correct and complete."

This statement, preferably in the form of a sticker to be placed on the policy, shall be printed in a prominent manner on paper or in ink of a contrasting color. The insurer may, with the approval of the commissioner of insurance, substitute wording of similar import so long as equal results are obtained. This requirement shall not apply if the application for insurance is not attached to and made a part of the contract.

(g) be cancelled, nonrenewed or otherwise terminated on the grounds of the age or the deterioration of the mental or physical health of the insured individual or certificate holder;

(h) if it provides benefits for home health care or community care services, limit or exclude benefits:

(1) By requiring that the insured or claimant would need care in a skilled nursing facility if home health care services were not provided;

(2) by requiring that the insured or claimant first or simultaneously receive nursing or therapeutic services in a home, community or institutional setting before home health care services are covered;

(3) by limiting eligible services to services provided by registered nurses or licensed practical nurses;

(4) by requiring that a nurse or therapist provide services covered by the policy that can be provided by a home health aide, or other licensed or certified home care worker acting within the scope of the home care worker's licensure or certification;

(5) by excluding coverage for personal care services provided by a home health aide;

(6) by requiring that the provision of home health care services be at a level of certification or licensure greater than that required by the eligible service;

(7) by requiring that the insured or claimant have an acute condition before home health care services are covered;

(8) by limiting benefits to services provided by medicare-certified agencies or providers; or

(9) by excluding coverage for adult day care services. (Authorized by K.S.A. 40-103, K.S.A. 1991 Supp. 40-2228; implementing K.S.A. 1991 Supp. 40-2228; effective Jan. 4, 1993.)

40-4-37f. Long-term care insurance; notices, limited policy; right to return requirements. (a) A long-term care insurance policy shall have the words "this is a limited policy—read it carefully" printed on or attached to the face of the policy in not less than 18 point bold face type or in some other manner that

distinguishes it from the print otherwise appearing in the policy.

(b) Right to return—free look provision. Long-term care insurance policies or certificates shall have a notice printed on or attached to the first page of the policy stating that the policyholder shall have the right to return the policy within 30 days of its delivery and to have the premium refunded if, after examination of the policy, the insured person is not satisfied for any reason. Any refund made pursuant to this section shall be paid directly to the applicant or named insured by the insurer within 10 business days following receipt of the returned policy by the insurer or its agent. The notice required by this section shall be printed in bold face type or in some other manner which distinguishes it from the print otherwise appearing in the policy. (Authorized by K.S.A. 40-103, K.S.A. 1991 Supp. 40-2228; implementing K.S.A. 1991 Supp. 40-2228; effective Jan. 4, 1993.)

40-4-37g. Long-term care insurance; benefit standards; definitions; explanations. (a) A long-term care insurance policy that provides for the payment of benefits based on standards described as "usual and customary," "reasonable and customary" or words of similar import shall include a definition and an explanation of these terms in its accompanying outline of coverage.

(b) Definitions or provisions of the words "accident," "accidental injury," or "accidental means" shall not:

(1) Include words which establish an accidental means test or use words such as "external, violent, visible wounds" or similar words of description or characterization;

(2) be more restrictive than the following: "Injury or injuries for which benefits are provided means accidental bodily injury sustained by the insured person which is the direct result of an accident, independent of disease or bodily infirmity or any other cause, and occurs while insurance coverage is in force."

(3) Such definitions may provide that injuries shall not include injuries for which benefits are provided under workers' compensation, employer's liability or any similar law. (Authorized by K.S.A. 40-103, K.S.A. 1991 Supp. 40-2228; implementing K.S.A. 1991 Supp. 40-2228; effective Jan. 4, 1993.)

40-4-37h. Long-term care insurance; pre-existing conditions; requirements; prohibitions. (a) If a long-term care insurance policy or certificate contains any limitations with respect to pre-existing conditions, the limitations shall appear as a separate paragraph of the policy or certificate and be labeled as "pre-existing condition limitations."

(b) The definition of preexisting condition shall not prohibit an insurer from using an application form designed to elicit the complete health history of an applicant, and, on the basis of the answers on that application, from underwriting in accordance with that insurer's established underwriting standards. Unless otherwise provided in the policy or certificate, a pre-existing condition, regardless of whether it is disclosed

(continued)

on the application, need not be covered until the waiting period described in K.S.A. 1991 Supp. 40-2228(e) (1) expires. No long-term care insurance policy or certificate may exclude or use waivers or riders of any kind to exclude, limit or reduce coverage or benefits for specifically named or described preexisting diseases or physical conditions beyond the waiting period of the policy or certificate.

(c) No long-term care insurance policy or certificate shall exclude coverage for a loss or confinement which is the result of a preexisting condition unless such loss or confinement begins within the preexisting waiting period following the effective date of coverage of an insured person. (Authorized by K.S.A. 40-103, K.S.A. 1991 Supp. 40-2228; implementing K.S.A. 1991 Supp. 40-2228; effective Jan. 4, 1993.)

40-4-371. Long-term care insurance; replacement; notice; waiver of waiting periods. (a) Long-term care insurance application forms shall request information as to other accident and health insurance coverage in force and whether the insurance to be issued is intended to replace any other accident and sickness policy presently in force. A supplementary application or other form to be signed by the applicant containing such a question may be used.

(b) Upon determining that a sale will involve replacement, an insurer or its agent, other than a direct response insurer, shall furnish the applicant, prior to issuance or delivery of the individual long-term care insurance policy, notice regarding replacement of accident and sickness coverage. One copy of the notice shall be retained by the applicant and an additional copy signed by the applicant shall be retained by the insurer. A direct response insurer shall deliver to the applicant upon issuance of the policy the notice regarding replacement of accident and sickness coverage.

(c) If a long-term care policy replaces another long-term care policy issued by the company or an affiliated company, the replacing insurer shall waive any time periods applicable to pre-existing conditions, waiting periods, elimination periods and probationary periods present in the new long-term care policy for similar benefits to the extent such time was spent under the original policy.

(d) Solicitations other than direct response. Upon determining that a sale will involve replacement, an insurer or its agent, other than an insurer using direct response solicitation methods, shall furnish the applicant, prior to issuance or delivery of the individual long-term care insurance policy, a notice regarding replacement of accident and sickness or long-term care coverage. One copy of such notice shall be retained by the applicant and an additional copy signed by the applicant shall be retained by the insurer. The required notice shall be provided in the following form:

**NOTICE TO APPLICANT REGARDING
REPLACEMENT OF INDIVIDUAL ACCIDENT
AND SICKNESS OR**

LONG-TERM CARE INSURANCE

(Insurance company's name and address)

**SAVE THIS NOTICE! IT MAY BE IMPORTANT TO
YOU IN THE FUTURE.**

According to (your application) (information you have furnished), you intend to lapse or otherwise terminate existing accident and sickness or long-term care insurance and replace it with an individual long-term care insurance policy to be issued by (company name) Insurance Company. Your new policy provides 30 days within which you may decide, without cost, whether you desire to keep the policy. For your own information and protection, you should be aware of and seriously consider certain factors which may affect the insurance protection available to you under the new policy.

You should review this new coverage carefully, comparing it with all accident and sickness or long-term care insurance coverage you now have, and terminate your present policy only if, after due consideration, you find that purchase of this long-term care coverage is a wise decision. **STATEMENT TO APPLICANT BY AGENT (BROKER OR OTHER REPRESENTATIVE):** (Use additional sheets, as necessary.)

I have reviewed your current medical or health insurance coverage. I believe the replacement of insurance involved in this transaction materially improves your position. My conclusion has taken into account the following considerations, which I call to your attention:

1. Health conditions which you may presently have (preexisting conditions), may not be immediately or fully covered under the new policy. This could result in denial or delay in payment of benefits under the new policy, whereas a similar claim might have been payable under your present policy.
2. State law provides that your replacement policy or certificate may not contain new preexisting conditions or probationary periods. The insurer will waive any time periods applicable to preexisting conditions or probationary periods in the new policy (or coverage) for similar benefits to the extent such time was spent (depleted) under the original policy.
3. If you are replacing existing long-term care insurance coverage, you may wish to secure the advice of your present insurer or its agent regarding the proposed replacement of your present policy. This is not only your right, but it is also in your best interest to make sure you understand all the relevant factors involved in replacing your present coverage.
4. If, after due consideration, you still wish to terminate your present policy and replace it with new coverage, be certain to truthfully and completely answer all questions on the application concerning your medical health history. Failure to include all material medical information on an application may provide a basis for the company to deny any future claims and to refund your premium as though your policy had never been in force. After the application has been completed and before you sign it, reread it carefully to be certain that all information has been properly recorded.

(Signature of Agent, Broker or Other Representative)
(Typed Name and Address of Agent or Broker)

The above "Notice to Applicant" was delivered to me on:

(Date)

(Applicant's Signature)

(e) Direct response solicitations. Insurers using direct response solicitation methods shall deliver a notice regarding replacement of accident and sickness or long-term care coverage to the applicant upon issuance of the policy. The required notice shall be provided in the following form:

**NOTICE TO APPLICANT REGARDING
REPLACEMENT OF ACCIDENT AND SICKNESS OR
LONG-TERM CARE INSURANCE**

(Insurance company's name and address)

**SAVE THIS NOTICE! IT MAY BE IMPORTANT TO
YOU IN THE FUTURE.**

According to (your application) (information you have furnished), you intend to lapse or otherwise terminate existing accident and sickness or long-term care insurance and replace it with the long-term care insurance policy delivered herewith issued by (company name) Insurance Company. Your new policy provides 30 days within which you may decide, without cost, whether you desire to keep the policy. For your own information and protection, you should be aware of and seriously consider certain factors which may affect the insurance protection available to you under the new policy.

You should review this new coverage carefully, comparing it with all accident and sickness or long-term care insurance coverage you now have, and terminate your present policy only if, after due consideration, you find that purchase of this long-term care coverage is a wise decision.

1. Health conditions which you may presently have (preexisting conditions), may not be immediately or fully covered under the new policy. This could result in denial or delay in payment of benefits under the new policy, whereas a similar claim might have been payable under your present policy.
2. State law provides that your replacement policy or certificate may not contain new preexisting conditions or probationary periods. Your insurer will waive any time periods applicable to preexisting conditions or probationary periods in the new policy (or coverage) for similar benefits to the extent such time was spent (depleted) under the original policy.
3. If you are replacing existing long-term care insurance coverage, you may wish to secure the advice of your present insurer or its agent regarding the proposed replacement of your present policy. This is not only your right, but it is also in your best interest to make sure you understand all the relevant factors involved in replacing your present coverage.

4. (To be included only if the application is attached to the policy.) If, after due consideration, you still wish to terminate your present policy and replace it with new coverage, read the copy of the application attached to your new policy and be sure that all questions are answered fully and correctly. Omissions or misstatements in the application could cause an otherwise valid claim to be denied. Carefully check the application and write to (company name and address) within 30 days if any information is not correct and complete, or if any past medical history has been left out of the application.

(Company Name)

(f) Where replacement is intended, the replacing insurer shall notify, in writing, the existing insurer of the proposed replacement. The existing policy shall be identified by the insurer, name of the insured and policy number or address including zip code. Such notice shall be made within five working days from the date the application is received by the insurer or the date the policy is issued, whichever is sooner.

(g)(1) Every insurer shall maintain records for each agent of the agent's amount of replacement sales as a percent of the agent's total annual sales and the amount of lapses of long-term care insurance policies sold by the agent as a percent of the agent's total annual sales.

(2) Each insurer shall, by June 30 of each year, report to the commissioner the names and addresses of the ten percent of its agents with the greatest percentages of lapses and replacements as measured by subsection (1) above.

(3) Reported replacement and lapse rates do not alone constitute a violation of insurance laws or imply wrongdoing. The reports are for the purpose of monitoring agent activities regarding the sale of long-term care insurance.

(4) Every insurer shall, by June 30 of each year, report to the commissioner the number of lapsed policies as a percent of its total number of policies sold and as a percent of its total number of policies in force as of the end of the preceding calendar year.

(5) Every insurer shall, by June 30 of each year, report to the commissioner the number of replacement policies sold as a percent of its total number of policies sold and as a percent of its total number of policies in force as of the preceding calendar year.

(6) For purposes of this section of this regulation, "policy" shall mean only long-term care insurance and "report" means on a statewide basis. (Authorized by K.S.A. 40-103, K.S.A. 1991 Supp. 40-2228; implementing K.S.A. 1991 Supp. 40-2228; effective Jan. 4, 1993.)

40-4-37j. Long-term care insurance; outline of coverage; content; format. (a)(1) An outline of coverage shall be delivered to a prospective applicant for long-term care insurance at the time of initial solicitation. The outline of coverage shall prominently direct the attention of the recipient to such outline of coverage and explain its purpose.

(continued)

(A) The commissioner shall prescribe a standard format, including style, arrangement, and overall appearance, and the content of the outline of coverage.

(B) In the case of agent solicitations, the agent shall deliver the outline of coverage prior to the presentation of an application or enrollment form.

(C) In the case of direct response solicitations, the outline of coverage shall be presented in conjunction with any application or enrollment form.

(2) The outline of coverage shall display prominently by type, stamp or other appropriate means, on the first page of the outline of coverage and policy the following:

"Notice to buyer: This policy may not cover all of the costs associated with long-term care incurred by the buyer during the period of coverage. The buyer is advised to review carefully all policy limitations."

(3) The outline of coverage shall include:

(A) A description of the principal benefits and coverage provided in the policy;

(B) a statement of the principal exclusions, reductions, and limitations contained in the policy;

(C) a statement of the terms under which the policy or certificate, or both, may be continued in force or discontinued, including any reservation in the policy of a right to change premium. Continuation or conversion provisions of group coverage shall be specifically described;

(D) a statement that the outline of coverage is a summary only, not a contract of insurance, and that the policy or group master policy contains governing contractual provisions;

(E) a description of the terms under which the policy or certificate may be returned and premium refunded;

(F) a brief description of the relationship of cost of care and benefits;

(G) a graphic comparison of the benefit levels of a policy that increases benefits over the policy period with a policy that does not increase benefits. The graphic comparison shall show benefit levels over at least a 20 year period; and

(H) any expected premium increases or additional premiums to pay for automatic or optional benefit increases.

(b)(1) A long-term care insurance shopper's guide in the format developed by the national association of insurance commissioners, or a guide developed or approved by the commissioner, shall be provided to all prospective applicants of a long-term care insurance policy or certificate.

(A) In the case of agent solicitations, an agent must deliver the shopper's guide prior to the presentation of an application or enrollment form.

(B) In the case of direct response solicitations, the shopper's guide must be presented in conjunction with any application or enrollment form.

(2) Life insurance policies or riders containing accelerated long-term care benefits are not required to furnish the above referenced guide, but shall furnish the policy summary required under K.A.R. 40-2-20. (Authorized by K.S.A. 40-103, K.S.A. 1991 Supp.

40-2228; implementing K.S.A. 1991 Supp. 40-2228; effective Jan. 4, 1993.)

40-4-37k. Long-term care insurance; minimum loss ratios. Long-term care insurance policies shall return to policyholders in the form of aggregate benefits under the policy:

(a) At least 65 percent of the aggregate amount of premiums earned in the case of group policies; and

(b) at least 60 percent of the aggregate amount of premiums earned in the case of individual policies.

(c) Insurers shall determine aggregate benefits returned under the policy on the basis of incurred claims experience and earned premiums for the entire period for which rates are computed, in accordance with accepted actuarial principles and practices.

(d) Long-term care benefits provided through the acceleration of the death benefit under a life insurance policy or annuity where the payment of such long-term care benefits does not result in the decrease of the total amount of benefits payable under the policy shall be subject to the following requirements in lieu of sections (a), (b) or (c) of this regulation:

(1) The separately identifiable charge for the acceleration benefit shall not be excessive and shall either:

(A) Be a permanent and guaranteed charge; or

(B) have a guaranteed maximum cost which can never be increased.

(2) At the time of policy form filing, the insurer shall file a cost disclosure illustration with the insurance department.

(A) The cost disclosure illustration shall state separately the charges for the life insurance policy and for the accelerated death benefit provision provided for either in the policy or by rider, and the method of application of those charges.

(B) In cases where the separately identifiable charge is illustrated as a percentage, the value or policy feature against which the percentage is to be applied shall also be disclosed.

(C) The cost disclosure illustration shall clearly state whether the accelerated death benefit provision is offered either as a permanent and guaranteed charge or with a guaranteed maximum cost. In the case of policies offering a guaranteed maximum cost, the exact figure of the guaranteed maximum cost shall be clearly and unambiguously disclosed.

(3) At the time of delivery of the outline of coverage, a cost disclosure illustration identical to or substantially similar to that filed with the insurance department shall be delivered to the prospective applicant for review. The cost disclosure illustration shall include all the information required to be filed with the department as set out in subsections (2) (A) and (B) of this section.

(4) The provisions of subsections (1)(A) and (B) shall not apply to and have no effect upon the underlying mortality costs and calculations which make up the basic premium for the life insurance policy itself.

(5) In the case of a single premium life insurance policy or annuity providing long-term care benefits via acceleration of the death benefit, the loss ratio require-

ments of this regulation shall be satisfied when the following conditions are met:

(A) Long-term care benefits shall not be separately terminated.

(B) At the time of policy form filing, the insurer shall file a benefit to premium illustration, relating cash values to premiums over a 15 year period of time, which is certified as appropriate by a member of the American academy of actuaries using the following assumptions:

(i) Mortality costs according to the appropriate percentage of the 1975-80 select and ultimate mortality tables as annually determined by the society of actuaries;

(ii) cash values calculated using minimum guaranteed interest and maximum total mortality and morbidity charges;

(iii) minimum reserves; and

(iv) lapses as follows:

1st year.....	20%
2nd year	15%
3rd year	13%
4th year	10%
5th year	8%
6th thru 14th years	7%
15th year.....	100%

The resulting benefit to premium ratio shall, in the aggregate, not be less than 75% when based upon an expected distribution of insureds for the age range for which the policy is issued.

(6) At the time of delivery of the single premium life policy or annuity, the insurer shall provide the policyholder a cost disclosure setting out the year by year cash value increases on both a guaranteed and projected basis using current assumptions, for at least 20 years if any, and the total gross premium. The illustration shall state clearly and unambiguously:

(A) That the long-term care accelerated death benefit is an integral part of the policy or annuity and may not be separately terminated;

(B) the maximum total charge for mortality and long-term care accelerated death benefit and the method of application of that charge; and

(C) that the maximum total charge includes a charge for a long-term care accelerated death benefit. (Authorized by K.S.A. 40-103, K.S.A. 1991 Supp. 40-2228; implementing K.S.A. 1991 Supp. 40-2228; effective Jan. 4, 1993.)

40-4-371. Long-term care insurance; applications. All applications for long-term care insurance, policies or certificates, except those which are guaranteed issue, shall contain clear and unambiguous questions designed to ascertain the health condition of the applicant.

(a)(1) If an application for long-term care insurance contains a question which asks whether the applicant has had medication prescribed by a physician, it must also ask the applicant to list the medication that has been prescribed.

(2) If the medications listed in such application were known by the insurer, or should have been known at the time of application, to be directly related to a med-

ical condition for which coverage would otherwise be denied, then the policy or certificate shall not be rescinded for that condition.

(3) Application forms shall include the following questions designed to elicit information as to whether, as of the date of the application, the applicant has another long-term care insurance policy or certificate in force or whether a long-term care policy or certificate is intended to replace any other accident and sickness or long-term care policy or certificate presently in force. A supplementary application or other form to be signed by the applicant and agent, except where the coverage is sold without an agent, containing such questions may be used. With regard to a replacement policy issued to a group defined by K.S.A. 1991 Supp. 40-2209(3), if the certificateholder has been notified of the replacement, the following questions may be modified only to the extent necessary to elicit information about health or long-term care insurance policies other than the group policy being replaced.

(A) Do you have another long-term care insurance policy or certificate in force (including health care service contract, health maintenance organization contract)?

(B) Did you have another long-term care insurance policy or certificate in force during the last 12 months?

(i) If so, with which company?

(ii) If that policy lapsed, when did it lapse?

(C) Are you covered by medicaid?

(D) Do you intend to replace any of your medical or health insurance coverage with this policy (certificate)?

(b) Agents shall list any other health insurance policies they have sold to the applicant:

(1) Which are still in force; and

(2) in the past five years which are no longer in force.

(c) Except for policies or certificates which are guaranteed issue:

(1) The following language shall be set out conspicuously and in close conjunction with the applicant's signature block on an application for a long-term care insurance policy or certificate:

Caution: If your answers on this application are incorrect or untrue, (company) has the right to deny benefits or rescind your policy.

(2) The following language, or language substantially similar to the following, shall be set out conspicuously on the long-term care insurance policy or certificate at the time of delivery:

Caution: The issuance of this long-term care insurance (policy) (certificate) is based upon your responses to the questions on your application. A copy of your (application) (enrollment form) (is enclosed) (was retained by you when you applied). If your answers are incorrect or untrue, the company has the right to deny benefits or rescind your policy. The best time to clear up any questions is now, before a claim arises! If, for any reason, any of your answers are incor-

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rect, contact the company at this address: (insert address).

(3) Prior to issuance of a long-term care policy or certificate to an applicant age 80 or older, the insurer shall obtain one of the following:

- (A) A report of a physical examination;
- (B) an assessment of functional capacity;
- (C) an attending physician's statement; or
- (D) copies of medical records.

(d) A copy of the completed application or enrollment form (whichever is applicable) shall be delivered to the insured no later than at the time of delivery of the policy or certificate unless it was retained by the applicant at the time of application. (Authorized by K.S.A. 40-103, K.S.A. 1991 Supp. 40-2228; implementing K.S.A. 1991 Supp. 40-2228; effective Jan. 4, 1993.)

40-4-37m. Long-term care insurance; rescissions; annual report required. Every insurer or other entity selling or issuing long-term care insurance benefits shall maintain a record of all policy or certificate rescissions, both state and countrywide, except those which the insured voluntarily effectuated and shall annually furnish this information to the insurance department in the format prescribed by the commissioner. This information shall be provided for each rescission no later than March 1 of the calendar year following the date of rescission. This information shall include:

- (a) Policy form number;
- (b) policy and certificate number;
- (c) name of insured;
- (d) date of policy issuance;
- (e) date each claim is submitted;
- (f) date of rescission; and

(g) detailed reason for rescission. (Authorized by K.S.A. 40-103, K.S.A. 1991 Supp. 40-2228; implementing K.S.A. 1991 Supp. 40-2228; effective Jan. 4, 1993.)

40-4-37n. Long-term care insurance; home health or community care services. (a) A long-term care insurance policy or certificate, if it provides for home health or community care services, shall provide total home health or community care coverage that is a dollar amount equivalent to at least one-half of one year's coverage available for nursing home benefits under the policy of certificate at the time covered home health or community care services are being received. This requirement shall not apply to policies or certificates issued to residents of continuing care retirement communities.

(b) Home health care coverage may be applied to the non-home health care benefits provided in the policy or certificate when determining maximum coverage under the terms of the policy or certificate. (Authorized by K.S.A. 40-103, K.S.A. 1991 Supp. 40-2228; implementing K.S.A. 1991 Supp. 40-2228; effective Jan. 4, 1993.)

40-4-37o. Long-term care insurance; inflation protection; increased benefits; offer required. (a) No insurer may offer a long-term care insurance policy unless the insurer also offers to the policyholder, in addition to any other inflation protection, the option

to purchase a policy that provides for benefit levels to increase with benefit maximums or reasonable durations which are meaningful to account for reasonably anticipated increases in the costs of long-term care services covered by the policy. Insurers shall offer to each policyholder, at the time of purchase, the option to purchase a policy with an inflation protection feature no less favorable than one of the following:

(1) Benefit levels increase annually in a manner so that the increases are compounded annually at a rate not less than five percent;

(2) the insured individual is guaranteed the right to periodically increase benefit levels, without providing evidence of insurability or health status, so long as the option for the previous period has not been declined. The amount of the additional benefit shall be no less than the difference between the existing policy benefit and that benefit compounded annually at a rate of at least five percent for the period beginning with the purchase of the existing benefit and extending until the year in which the offer is made; or

(3) a specified percentage of actual or reasonable charges are covered and a maximum specified indemnity amount or limit is not included.

(b) Where the policy is issued to a group, the required offer in subsection (a) above shall be made to the group policyholder and each proposed certificateholder.

(c) The offer in subsection (a) above shall not be required for life insurance policies or riders containing accelerated long-term care benefits.

(d) Inflation protection benefit increases under a policy which contains such benefits shall continue without regard to an insured's age, claim status or claim history, or the length of time the person has been insured under the policy.

(e) An offer of inflation protection which provides for automatic benefit increases shall include an offer of a premium which the insurer expects to remain constant. Such offer shall disclose in a conspicuous manner that the premium may change in the future unless the premium is guaranteed to remain constant.

(f)(1) Inflation protection as provided in subsection (a)(1) of this section shall be included in a long-term care insurance policy unless an insurer obtains a rejection of inflation protection signed by the policyholder as required in this subsection.

(2) The rejection of inflation protection shall be considered a part of the application and shall state:

I have reviewed the outline of coverage and the graph or graphs contained therein that compare the benefits and premiums of this policy with and without periodic increases in benefits to provide inflation protection. Specifically, I have reviewed the plans offered by the insurer, and I reject inflation protection.

(Authorized by K.S.A. 40-103, K.S.A. 1991 Supp. 40-2228; implementing K.S.A. 1991 Supp. 40-2228; effective Jan. 4, 1993.)

40-4-37p. Long-term care insurance; advertisements; marketing. (a) Every insurer, health care service

plan or other entity providing long-term care insurance or benefits in this state shall provide a copy of any long-term care insurance advertisement intended for use in this state, whether through written, radio or television medium, to the commissioner of insurance of this state for review or approval by the commissioner to the extent it may be required under state law. In addition, all advertisements shall be retained by the insurer, health care service plan or other entity for at least three years from the date the advertisement was first used.

(b) The commissioner may exempt from these requirements any advertising form or material, when in the commissioner's opinion, this requirement may not be reasonably applied.

(c)(1) Every insurer, health care service plan or other entity marketing long-term care insurance coverage in this state, directly or through its producers, shall:

(A) Establish marketing procedures to assure that any comparison of policies by its agents or other producers will be fair and accurate;

(B) establish marketing procedures to assure excessive insurance is not sold or issued;

(C) inquire and otherwise make every reasonable effort to identify whether a prospective applicant or enrollee for long-term care insurance already has accident and sickness or long-term care insurance and the types and amounts of any such insurance;

(D) establish auditable procedures for verifying compliance with this subsection (1); and

(E) provide written notice to the prospective policyholder and certificateholder at solicitation that a senior insurance counselling, senior citizen seminars and other information services programs are available through the Kansas Department on Aging and Kansas Insurance Department and the address and telephone number of such agencies.

(2) In addition to the practices prohibited in K.S.A. 1991 Supp. 40-2404, the following acts and practices are prohibited:

(A) Twisting. Twisting is knowingly making any misleading representation or incomplete or fraudulent comparison of any insurance policies or insurers for the purpose of inducing, or tending to induce, any person to lapse, forfeit, surrender, terminate, retain, pledge, assign, borrow on or convert any insurance policy or to take out a policy of insurance with another insurer.

(B) High pressure tactics. High pressure tactics include implying any method of marketing having the effect of or tending to induce the purchase of insurance through force, fright, threat, whether explicit or implied, or undue pressure to purchase or recommend the purchase of insurance.

(C) Cold lead advertising. Cold lead advertising is making use directly or indirectly of any method of marketing which fails to disclose in a conspicuous manner that a purpose of the method of marketing is solicitation of insurance and that contact will be made by an insurance agent or insurance company. (Authorized by K.S.A. 40-103, K.S.A. 1991 Supp. 40-2228; implementing K.S.A. 1991 Supp. 40-2228; effective Jan. 4, 1993.)

40-4-37r. Long-term care insurance; non-duplication provisions. A long-term care policy may contain non-duplication of coverage provisions consistent with Kansas insurance statutes, administrative regulations or which have been specifically approved by the commissioner. (Authorized by K.S.A. 40-103, K.S.A. 1991 Supp. 40-2228; implementing K.S.A. 1991 Supp. 40-2228; effective Jan. 4, 1993.)

40-4-40. Accident and sickness insurance; claim forms; acceptance required. (a) As used in this regulation:

(1) "Commissioner" means the commissioner of insurance, state of Kansas.

(2) "Claim form" shall mean any of the forms devised and promulgated by the commissioner pursuant to K.S.A. 1991 Supp. 40-2253.

(3) "Insurer" means insurance companies, health maintenance organizations, mutual nonprofit medical and hospital service corporations, nonprofit dental service corporations, nonprofit optometric service corporations and nonprofit pharmacy service corporations.

(b) Insurers transacting business in this state shall accept and process any claim for benefits designated and submitted on a claim form as defined in subsection (a) of this regulation.

(c) Insurers shall not require health care providers, insureds or other persons to utilize a claim form promulgated by the commissioner if a simplified form will produce the information necessary to process the claim.

(d) This regulation does not prohibit an insurer from requesting additional information from a health care provider when such information is essential to a proper determination of benefit payments.

(e) Claim forms may be modified as necessary to accommodate the transmission and administration of claims by electronic means.

(f) The requirements imposed by this regulation shall take effect and be in force from and after 180 days following the regulation's effective date. (Authorized by K.S.A. 40-103; implementing K.S.A. 1991 Supp. 40-2253; effective Jan. 4, 1993.)

Article 7.—AGENTS

40-7-7. Agents; resident procedure for obtaining licenses and company certification. (a) Licenses.

(1) Each individual desiring to become licensed shall complete and submit an application and evidence of graduation from an accredited four year high school or its equivalent. A copy of the applicant's high school diploma or college diploma or transcript, certified by school authorities, or a certificate of completion of the general education development test (GED) by the applicant shall be acceptable evidence.

(2) From and after May 1, 1989, the application fee prescribed by K.S.A. 1991 Supp. 40-240a shall accompany the application and other required material.

(3) If the applicant for a resident agent's license has not been licensed and certified as a resident agent in this state during the two years immediately preceding the date of the application, the applicant shall pass an

(continued)

examination covering each class or subclass of insurance that the applicant intends to write.

(b) Certification.

(1) The company certification shall be completed to show the company name, name and address of the agent to be certified, the code of the desired certification, the effective date, and the address of the office submitting the certification.

(2) Certification shall be made only by an authorized representative of the insurance company or, from and after May 1, 1989, by an authorized representative of a corporation, association, partnership, proprietorship or other legal entity holding a direct agency appointment from an insurance company and shall be accompanied by proper certification fees.

(3) For purposes of certification, a nonresident officer, director or employee of a resident agency shall be deemed to be a resident agent. (Authorized by K.S.A. 40-103; implementing K.S.A. 1991 Supp. 40-240, 40-241 and 40-241i, K.S.A. 1991 Supp. 40-252; effective Jan. 1, 1966; amended Jan. 1, 1967; amended Jan. 1, 1970; amended, E-70-28, July 1, 1970; amended Jan. 1, 1971; amended, E-71-24, July 1, 1971; amended Jan. 1, 1972; amended Feb. 15, 1977; amended, E-79-25, Oct. 19, 1978; amended May 1, 1979; amended May 1, 1983; amended May 1, 1986; amended May 1, 1987; amended May 1, 1988; amended May 15, 1989; amended Jan. 4, 1993.)

40-7-7a. Agents; nonresident; procedure for obtaining licenses and company certification. (a) Licenses. Each individual desiring to become licensed as a nonresident agent shall:

(1) Comply with the requirements of K.A.R. 40-7-7(a)(1) and (2); and

(2) if applicable, submit a home state certification and retaliatory fees.

(b) Certification.

(1) The company certification shall be completed to show the company name, name and address of the agent or agency to be certified, the effective date, and the address of the office submitting the certification.

(2) Certification shall be made only by an authorized representative of the insurance company. (Authorized by K.S.A. 40-103; implementing K.S.A. 40-246; effective Jan. 4, 1993.)

40-7-13. Agents; scope, subclassification; type and conduct of examinations; reexamination. (a) The licensing examination for each agent shall test the applicant's knowledge in the following areas:

(1) The laws of Kansas, including:

(A) pertinent provisions of the statutes of Kansas; and

(B) rules and regulations of the insurance department;

(2) general insurance, including:

(A) duties and responsibilities of a licensed agent; and

(B) basic insurance knowledge; and

(3) the specific classes or subclasses of insurance for which application is made.

(b) For examination purposes, the classification and subclassification of insurance shall be as follows:

Class	Subclass
(1) Life insurance;	
(2) health insurance;	
(3) casualty insurance;	title insurance;
(4) property insurance;	crop insurance

(c) Persons failing to score at least 70 percent on any examination shall have failed that examination and shall not be qualified for a license for that class or subclass. Notification of the result of each examination shall be provided to the applicant only.

(d) Examinations shall be conducted as follows:

(1) Each applicant shall be advised of eligibility for examination by the commissioner or the commissioner's designee.

(2) The applicant's licensing application shall remain effective for a period of one year from the date received. On and after May 1, 1989, an examination registration shall be effective for a period of 90 days from the date the registration is validated. (Authorized by K.S.A. 40-103, K.S.A. 1991 Supp. 40-241; implementing K.S.A. 1991 Supp. 40-241; effective Jan. 1, 1966; amended Jan. 1, 1968; amended Jan. 1, 1969; amended Jan. 1, 1970; amended, E-70-28, July 1, 1970; amended Jan. 1, 1971; amended, E-71-24, July 1, 1971; amended Jan. 1, 1972; amended Jan. 1, 1973; amended Jan. 1, 1974; amended, E-78-24, Sept. 7, 1977; amended May 1, 1978; amended May 1, 1979; amended May 1, 1981; amended May 1, 1982; amended May 1, 1985; amended May 1, 1986; amended May 1, 1987; amended Dec. 26, 1988; amended May 15, 1989; amended Jan. 4, 1993.)

40-7-19. Agents; individual records; fees. (a) Each person, company or organization requesting any of the following documents or services shall pay the fee prescribed:

(1) Verification of license record—\$4.00

(2) Duplicate license—\$7.00

(3) Certification of home state—\$6.00

(4) Clearance letter—\$8.00

(b) The fees established by this regulation shall be applied on a per item or per time basis and shall not be refunded for any reason. (Authorized by K.S.A. 40-103, 40-241k; implementing K.S.A. 1991 Supp. 40-241k; effective May 1, 1984; amended May 1, 1986; amended May 1, 1987; amended Jan. 4, 1993.)

Article 9.—ADVERTISING

40-9-118. Life insurance; advertising. The national association of insurance commissioners' rules governing the advertising of life insurance, June 1988 edition, are hereby adopted by reference subject to the following exceptions:

(a) Sections I, XI, XII and subsection 24 of section V are not adopted.

(b) Section V, 20(d) is completed by insertion of "6" in the space requiring specification of a number of months. (Authorized by K.S.A. 40-103, 40-2404a; implementing K.S.A. 40-2404(1) as amended by L. 1987, Ch. 171, Sec. 1; effective Feb. 15, 1977; amended May 1, 1979; amended May 1, 1986; amended May 1, 1987; amended May 1, 1988; amended Jan. 4, 1993.)

Ron Todd
Commissioner of Insurance

Doc. No. 012730

INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. This cumulative index supplements the index found in the 1991 Supplement to the *Kansas Administrative Regulations*.

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1-5-15	Amended	V. 10, p. 1688
1-5-27	Revoked	V. 10, p. 1688
1-5-28	Amended	V. 10, p. 1688
1-5-30	Amended	V. 10, p. 1689
1-6-2	Amended	V. 11, p. 278
1-6-29	Amended	V. 10, p. 1689
1-6-31	Amended	V. 11, p. 1016
1-6-32	Amended	V. 11, p. 278
1-8-7	Amended	V. 11, p. 1017
1-9-4	Amended	V. 11, p. 1017
1-9-5	Amended	V. 11, p. 1019
1-9-7a	Amended	V. 10, p. 382, 760
1-9-13	Amended	V. 11, p. 1020
1-9-18	Amended	V. 11, p. 1020
1-9-19a	Amended	V. 11, p. 279
1-9-21	Amended	V. 10, p. 1692
1-9-23	New	V. 11, p. 1194, 1257
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1-17-2a	Amended	V. 10, p. 1471
1-45-14	New	V. 11, p. 1195
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14-20-15	Amended	V. 11, p. 1715
14-20-16	Amended	V. 11, p. 1715
14-20-25	Amended	V. 10, p. 689
14-20-26	Amended	V. 10, p. 690
14-21-1	Amended	V. 11, p. 1716
14-21-2	Amended	V. 11, p. 1717
14-21-3	Amended	V. 11, p. 1718
14-21-9	Amended	V. 10, p. 690

14-22-1	Amended	V. 11, p. 1719
14-22-2	Amended	V. 11, p. 1719
14-22-3	Amended	V. 11, p. 1720
14-22-6	Amended	V. 10, p. 690
14-22-9	Amended	V. 10, p. 691
14-23-4	Amended	V. 10, p. 691

AGENCY 17: STATE BANKING DEPARTMENT

Reg. No.	Action	Register
17-11-17	Amended	V. 10, p. 1768
17-11-18	Amended	V. 10, p. 1768
17-11-21	Amended	V. 11, p. 1371
17-12-1	Amended	V. 10, p. 1768
17-12-2	Amended	V. 10, p. 1769
17-14-1	Amended	V. 10, p. 1769
17-15-1	Amended	V. 10, p. 1769
17-16-1	Amended	V. 10, p. 1772
17-16-2	Amended	V. 10, p. 1772
17-16-3	Amended	V. 10, p. 1772
17-16-5	Amended	V. 10, p. 1773
17-16-6	Amended	V. 10, p. 1773
17-16-8	Amended	V. 10, p. 1773
17-16-9	Amended	V. 10, p. 1773
17-18-4	Amended	V. 10, p. 1773
17-20-1	New	V. 10, p. 1773
17-21-1 through 17-21-8	New	v. 11, 1040
17-22-1	New	V. 11, p. 1371

AGENCY 19: KANSAS COMMISSION ON GOVERNMENTAL STANDARDS AND CONDUCT

Reg. No.	Action	Register
19-1-1	Amended	V. 11, p. 714
19-1-11	Amended	V. 11, p. 714
19-3-2	Amended	V. 11, p. 714
19-4-2	Amended	V. 11, p. 715
19-20-2	Amended	V. 11, p. 715
19-27-2	Amended	V. 11, p. 715
19-29-2	Amended	V. 11, p. 716
19-29-4	Amended	V. 11, p. 717
19-29-5	New	V. 11, p. 717
19-30-4	Amended	V. 11, p. 717
19-40-3a	Amended	V. 11, p. 718
19-40-4	New	V. 11, p. 1369
19-40-5	New	V. 11, p. 718
19-41-1	Amended	V. 11, p. 718
19-60-3	Amended	V. 11, p. 719
19-61-1	Amended	V. 11, p. 720
19-61-2	Amended	V. 11, p. 720
19-61-3	Revoked	V. 11, p. 720
19-62-1	Amended	V. 11, p. 721
19-62-2	Amended	V. 11, p. 721
19-63-2	Amended	V. 11, p. 721
19-63-3	Amended	V. 11, p. 721
19-63-4	Amended	V. 11, p. 722
19-63-6	New	V. 11, p. 722

AGENCY 21: KANSAS HUMAN RIGHTS COMMISSION

Reg. No.	Action	Register
21-34-1 through 21-34-21	New	V. 11, p. 357-360
21-34-1 through 21-34-21	New	V. 11, p. 504-507
21-60-1 through 21-60-23	New	V. 11, p. 1084-1091, 1153-1160
21-80-1 through 21-80-10	New	V. 11, p. 1764-1766

AGENCY 23: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
23-3-16	Revoked	V. 10, p. 916
23-8-24	Revoked	V. 10, p. 916
23-12-1	Revoked	V. 10, p. 916
23-12-8	Revoked	V. 10, p. 916
23-12-11	Revoked	V. 10, p. 917

(continued)

23-21-1 through
23-21-14 Revoked V. 10, p. 1441

AGENCY 25: STATE GRAIN INSPECTION DEPARTMENT

Reg. No.	Action	Register
25-2-2	Revoked	V. 11, p. 1742
25-2-5	Revoked	V. 11, p. 1742
25-4-1	Amended	V. 11, p. 1643, 1702
25-4-4	Amended	V. 11, p. 164

AGENCY 26: DEPARTMENT ON AGING

Reg. No.	Action	Register
26-8-1 through 26-8-14	New	V. 11, p. 1041-1043

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-4-405	Amended	V. 10, p. 257
28-4-530	New	V. 10, p. 1246
28-4-531	New	V. 10, p. 1246
28-15-11	Amended	V. 11, p. 1231
28-15-13	Amended	V. 11, p. 1232
28-15-14	Amended	V. 11, p. 1233
28-15-15	Revoked	V. 11, p. 1236
28-15-15a	New	V. 11, p. 1236
28-15-20	Amended	V. 11, p. 1237
28-16-29	Revoked	V. 11, p. 1260
28-16-30 through 28-16-36	New	V. 11, p. 1260, 1261
28-17-6	Amended	V. 11, p. 1543, 1584
28-17-12	Amended	V. 11, p. 1543, 1584
28-17-20	Amended	V. 11, p. 1543, 1584
28-19-17	Amended	V. 11, p. 608
28-19-17a through 28-19-17l	Amended	V. 11, p. 608, 609
28-19-17m through 28-19-17q	New	V. 11, p. 609, 610
28-19-19	Amended	V. 11, p. 610
28-19-61	Amended	V. 10, p. 1246
28-19-62	Amended	V. 10, p. 1250
28-19-73	Amended	V. 11, p. 612
28-19-76	New	V. 10, p. 1251
28-19-77	New	V. 10, p. 1252
28-19-78	New	V. 10, p. 1254
28-29-28 through 28-29-36	New	V. 11, p. 614-620, 758-764
28-31-8a	Revoked	V. 11, p. 232
28-31-10a	New	V. 11, p. 232
28-35-147	Amended	V. 11, p. 130
28-36-30	Amended	V. 10, p. 1655
28-39-77	Amended	V. 10, p. 1655
28-53-1 through 28-53-5	New	V. 10, p. 199
28-53-1	Amended	V. 11, p. 846
28-53-2	Amended	V. 11, p. 846
28-59-1 through 28-59-8	New	V. 10, p. 111-113
28-59-7	Amended	V. 11, p. 1643
28-61-1 through 28-61-10	New	V. 11, p. 1743-1748

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Reg. No.	Action	Register
30-2-16	Amended	V. 11, p. 1295
30-4-34	Amended	V. 10, p. 956
30-4-41	Amended	V. 10, p. 1648
30-4-52	Amended	V. 11, p. 1749
30-4-55	Amended	V. 11, p. 1750
30-4-63	Amended	V. 10, p. 1353
30-4-64	Amended	V. 10, p. 1355
30-4-72	Amended	V. 11, p. 1010, 1044
30-4-73	Amended	V. 11, p. 1262
30-4-90	Amended	V. 11, p. 1750
30-4-101	Amended	V. 11, p. 1011, 1045
30-4-109	Amended	V. 11, p. 1263

30-4-111	Amended
30-4-112	Amended
30-4-113	Amended
30-4-120	Amended
30-4-130	Amended
30-4-140	Amended
30-5-58	Amended
30-5-59	Amended
30-5-64	Amended
30-5-65	Amended
30-5-70	Amended
30-5-71	Amended
30-5-77	Amended
30-5-78	New
30-5-79	New
30-5-80	New
30-5-81	Amended
30-5-86	Amended
30-5-88	Amended
30-5-92	Amended
30-5-94	Amended
30-5-95	Amended
30-5-100	Amended
30-5-100a	Amended
30-5-101	Amended
30-5-103	Amended
30-5-104	Amended
30-5-110	Amended
30-5-112	Amended
30-5-113	Amended
30-5-114	Amended
30-5-115	Amended
30-5-116	Amended
30-5-116a	Amended
30-5-151	Amended
30-5-152	Amended
30-5-154	Amended
30-5-156	Amended
30-5-157	Amended
30-5-159	Amended
30-5-160	Amended
30-5-161	Amended
30-5-162	Amended
30-5-163	Amended
30-5-164	Amended
30-5-166	Amended
30-5-167	Amended
30-5-168	Amended
30-5-169	Amended
30-5-170	Amended
30-5-171	Revoked
30-5-173	New
30-5-173a	New
30-6-52	Amended
30-6-53	Amended
30-6-55	Amended
30-6-56	Amended
30-6-65	Amended
30-6-72	Amended
30-6-73	Amended
30-6-74	Revoked
30-6-77	Amended
30-6-82	New
30-6-86	Amended
30-6-94	New
30-6-103	Amended
30-6-106	Amended
30-6-107	Amended
30-6-109	Amended
30-6-111	Amended
30-6-112	Amended
30-6-113	Amended
30-6-150	Amended
30-7-65	Amended
30-7-75	Amended
30-7-76	Amended
30-7-77	Amended
30-7-78	Amended
30-7-100 through 30-7-104	New
30-9-13	Revoked
30-9-18 through 30-9-22	Revoked
30-10-1a	Amended

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V. 10, p. 693
V. 10, p. 343
V. 10, p. 961
V. 11, p. 365
V. 11, p. 984
V. 11, p. 371
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V. 10, p. 700
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V. 11, p. 205
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V. 10, p. 1365
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30-10-1b	Amended
30-10-1c	Amended
30-10-2	Amended
30-10-3	Revoked
30-10-4	Revoked
30-10-6	Amended
30-10-7	Amended
30-10-8	Revoked
30-10-11	Amended
30-10-15a	Amended
30-10-15b	Amended
30-10-16	Revoked
30-10-17	Amended
30-10-18	Amended
30-10-19	Amended
30-10-23a	Amended
30-10-23b	Amended
30-10-23c	Amended
30-10-24	Amended
30-10-25	Amended
30-10-27	Amended
30-10-28	Amended
30-10-29	Amended
30-10-30	Revoked
30-10-200	Amended
30-10-207	Amended
30-10-208	Amended
30-10-210 through 30-10-226	New
30-10-210	Amended
30-10-211	Amended
30-10-212	Amended
30-10-213	Amended
30-10-214	Amended
30-10-215	Amended
30-10-217	Amended
30-10-218	Amended
30-10-219	Amended
30-10-220	Amended
30-10-221	Amended
30-10-226	Revoked
30-22-1	Amended
30-22-2	Amended
30-22-5	Amended
30-22-6	Amended
30-22-11 through 30-22-28	Revoked
30-41-1	Amended
30-41-7a	Amended
30-41-7i	New
30-41-20	New
30-46-13	Amended
30-46-14	Revoked
30-46-15	Amended
30-60-1	New
30-60-2	New
30-60-5	New
30-60-6	New
30-60-7	New
30-60-10	New
30-60-11	New
30-60-12	New
30-60-17	New
30-60-18	New
30-60-19	New
30-60-25	New
30-60-26	New
30-60-27	New
30-60-28	New
30-60-40	New
30-60-41	New
30-60-45	New
30-60-46	New
30-60-47	New
30-60-50	New
30-60-55	New
30-60-60	New
30-60-61	New
30-60-62	New
30-60-70	New
30-60-71	New
30-60-72	New
30-60-73	New
30-60-74	New

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V. 10, p. 1383
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V. 10, p. 1384
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V. 10, p. 1389
V. 10, p. 1390
V. 10, p. 1390
V. 10, p. 1390
V. 10, p. 1390

30-60-75	New	V. 10, p. 1390
30-60-76	New	V. 10, p. 1390
30-61-1	New	V. 10, p. 1391
30-61-2	New	V. 10, p. 1391
30-61-5	New	V. 10, p. 1391
30-61-6	New	V. 10, p. 1391
30-61-10	New	V. 10, p. 1391
30-61-15	New	V. 10, p. 1391
30-61-16	New	V. 10, p. 1392

AGENCY 36: DEPARTMENT OF TRANSPORTATION

Reg. No.	Action	Register
36-1-1	Amended	V. 10, p. 88
36-1-28		
through		
36-1-34	New	V. 10, p. 88-91
36-13-30		
through		
36-13-34	Amended	V. 11, p. 657-662
36-13-36	Revoked	V. 11, p. 663
36-13-37	Amended	V. 11, p. 663
36-13-38	New	V. 11, p. 664
36-13-39	New	V. 11, p. 664

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-1-28	Amended	V. 10, p. 1582
40-1-38	New	V. 10, p. 1693
40-2-15	Amended	V. 10, p. 1693
40-2-20	New	V. 10, p. 259, 383
40-2-21	New	V. 10, p. 1583
40-3-22	Amended	V. 10, p. 1693
40-3-46	New	V. 10, p. 381
40-3-47	New	V. 10, p. 381
40-3-48	New	V. 10, p. 1584
40-4-35	Amended	V. 11, p. 82
40-4-37	Amended	V. 10, p. 1695
40-4-37d	New	V. 11, p. 1586
40-8-7	Amended	V. 11, p. 1705
40-14-10	New	V. 11, p. 1586

AGENCY 44: DEPARTMENT OF CORRECTIONS

Reg. No.	Action	Register
44-6-106	Amended	V. 10, p. 1195
44-6-108	Amended	V. 10, p. 1195
44-6-114c	Amended	V. 10, p. 1196
44-6-120	Amended	V. 11, p. 230
44-6-124	Amended	V. 11, p. 230
44-6-125	Amended	V. 11, p. 231
44-6-126	Amended	V. 10, p. 1197
44-6-133	Amended	V. 10, p. 1197
44-6-134	Amended	V. 10, p. 1197
44-6-135	Amended	V. 11, p. 231
44-6-142	Amended	V. 10, p. 1198
44-7-113	Amended	V. 11, p. 316
44-7-115	New	V. 11, p. 316
44-12-101	Amended	V. 11, p. 316
44-12-102	Amended	V. 11, p. 316
44-12-104	Amended	V. 11, p. 316
44-12-105	Amended	V. 11, p. 317
44-12-201	Amended	V. 11, p. 317
44-12-202	Amended	V. 11, p. 317
44-12-204	Amended	V. 11, p. 317
44-12-205	Amended	V. 11, p. 317
44-12-208	Amended	V. 11, p. 317
44-12-209	Amended	V. 11, p. 317
44-12-209	Amended	V. 11, p. 317
44-12-301	Amended	V. 11, p. 317
44-12-307	Amended	V. 11, p. 317
44-12-308	Amended	V. 11, p. 317
44-12-309	Amended	V. 11, p. 317
44-12-312	Amended	V. 11, p. 317
44-12-313	Amended	V. 11, p. 318
44-12-314	Amended	V. 11, p. 318
44-12-315	Amended	V. 11, p. 318
44-12-316	Revoked	V. 11, p. 318
44-12-317	Amended	V. 11, p. 318
44-12-319	Amended	V. 11, p. 318
44-12-321	Amended	V. 11, p. 318
44-12-323	Amended	V. 11, p. 318
44-12-324	Amended	V. 11, p. 319
44-12-325	Amended	V. 11, p. 319
44-12-326	Amended	V. 11, p. 319
44-12-328	New	V. 11, p. 319

44-12-401	Amended	V. 11, p. 319
44-12-501	Amended	V. 11, p. 319
44-12-502	Amended	V. 1, p. 319
44-12-503	Amended	V. 11, p. 319
44-12-505b	New	V. 11, p. 320
44-12-601	Amended	V. 11, p. 320
44-12-602	Amended	V. 11, p. 321
44-12-701	Revoked	V. 11, p. 321
44-12-901	Amended	V. 11, p. 321
44-12-902	Amended	V. 11, p. 322
44-12-1001	Amended	V. 11, p. 322
44-12-1002	Amended	V. 11, p. 322
44-12-1101	Amended	V. 11, p. 322
44-12-1201	Amended	V. 11, p. 322
44-12-1202	Amended	V. 11, p. 322
44-12-1301	Amended	V. 11, p. 323
44-12-1302	Amended	V. 11, p. 323
44-12-1303	Amended	V. 11, p. 323
44-12-1304	Revoked	V. 11, p. 323
44-12-1306	Amended	V. 11, p. 323
44-12-1307	Amended	V. 11, p. 324
44-13-101	Amended	V. 11, p. 324
44-13-101a	Amended	V. 11, p. 325
44-13-103	Amended	V. 11, p. 325
44-13-104	Amended	V. 11, p. 325
44-13-106	Amended	V. 11, p. 325
44-13-115	Revoked	V. 11, p. 325
44-13-201	Amended	V. 11, p. 325
44-13-201b	New	V. 11, p. 326
44-13-202	Amended	V. 11, p. 327
44-13-203	Amended	V. 11, p. 327
44-13-301	Revoked	V. 11, p. 327
44-13-302	Revoked	V. 11, p. 327
44-13-302a	New	V. 11, p. 327
44-13-303	Revoked	V. 11, p. 328
44-13-304	Amended	V. 11, p. 328
44-13-401	Amended	V. 11, p. 328
44-13-402	Amended	V. 11, p. 328
44-13-403	Amended	V. 11, p. 330
44-13-404	Amended	V. 11, p. 331
44-13-405	Revoked	V. 11, p. 331
44-13-405a	Amended	V. 11, p. 331
44-13-406	Amended	V. 11, p. 331
44-13-407	Revoked	V. 11, p. 332
44-13-408	Amended	V. 11, p. 332
44-13-501	Amended	V. 11, p. 332
44-13-502	Revoked	V. 11, p. 332
44-13-502a	New	V. 11, p. 332
44-13-503	Revoked	V. 11, p. 332
44-13-504	Revoked	V. 11, p. 333
44-13-506	Amended	V. 11, p. 333
44-13-507	Amended	V. 11, p. 333
44-13-601	Amended	V. 11, p. 333
44-13-603	Amended	V. 11, p. 333
44-13-610	Amended	V. 11, p. 333
44-13-701	Amended	V. 11, p. 333
44-13-702	Amended	V. 11, p. 334
44-13-703	Amended	V. 11, p. 334
44-13-704	Amended	V. 11, p. 334
44-13-705	Amended	V. 11, p. 334
44-13-706	Amended	V. 11, p. 334
44-13-707	Amended	V. 11, p. 335
44-15-101	Amended	V. 11, p. 335
44-15-102	Amended	V. 11, p. 335
44-15-105a	New	V. 11, p. 336
44-16-104	Amended	V. 11, p. 337

AGENCY 51: DEPARTMENT OF HUMAN RESOURCES—

DIVISION OF WORKERS' COMPENSATION

Reg. No.	Action	Register
51-24-1	Amended	V. 11, p. 212
51-24-4	Amended	V. 11, p. 212
51-24-8	New	V. 11, p. 213
51-24-9	New	V. 11, p. 213
51-24-10	New	V. 11, p. 214

AGENCY 60: BOARD OF NURSING

Reg. No.	Action	Register
60-3-105	Amended	V. 10, p. 1040
60-3-106	Amended	V. 10, p. 1040
60-4-101	Amended	V. 11, p. 83
60-4-103	Amended	V. 11, p. 1193
60-8-101	Amended	V. 10, p. 496
60-9-101	Revoked	V. 10, p. 1040
60-9-102	Revoked	V. 10, p. 1040

60-9-103	Revoked	V. 10, p. 1193
60-9-104	Revoked	V. 11, p. 83
60-9-105	Amended	V. 11, p. 83
60-9-106	New	V. 10, p. 1041
60-9-107	New	V. 11, p. 83
60-9-109	New	V. 10, p. 1041
60-11-103	Amended	V. 11, p. 1193
60-11-110	Revoked	V. 10, p. 1042
60-11-111	Revoked	V. 10, p. 1042
60-11-112	New	V. 10, p. 1042
60-11-113	New	V. 10, p. 1042, 1497
60-11-114	New	V. 11, p. 85
60-11-116	New	V. 10, p. 1042
60-11-117	New	V. 10, p. 1042
60-11-118	New	V. 10, p. 1042
60-11-119	New	V. 10, p. 1043
60-12-101	Revoked	V. 10, p. 1043
60-12-102	Revoked	V. 10, p. 1043
60-12-103	Revoked	V. 10, p. 1043
60-12-105	New	V. 11, p. 85
60-12-106	New	V. 10, p. 1043
60-12-109	New	V. 10, p. 1043
60-13-101	Amended	V. 10, p. 496
60-13-105	Revoked	V. 10, p. 1044
60-13-106	Revoked	V. 10, p. 1044
60-13-107	Revoked	V. 10, p. 1044
60-13-108	Revoked	V. 10, p. 1044
60-13-110	New	V. 10, p. 1044
60-13-111	New	V. 10, p. 1044
60-13-112	New	V. 10, p. 1044
60-13-113	New	V. 11, p. 85
60-13-115	New	V. 10, p. 1044
60-15-101	Amended	V. 10, p. 1045
60-15-102	Amended	V. 10, p. 1045
60-15-103	Amended	V. 10, p. 1046
60-15-104	Amended	V. 10, p. 1046

AGENCY 63: BOARD OF MORTUARY ARTS

Reg. No.	Action	Register
63-1-1	Amended	V. 10, p. 1698
63-1-3	Amended	V. 10, p. 1698
63-1-12	Amended	V. 10, p. 1699
63-3-11	Amended	V. 10, p. 1700
63-3-17	Amended	V. 10, p. 1700
63-3-19	Amended	V. 10, p. 1700
63-3-20	Amended	V. 11, p. 133
63-3-21	New	V. 11, p. 133
63-4-1	Amended	V. 10, p. 1701
63-6-1	Amended	V. 10, p. 1701

AGENCY 65: BOARD OF EXAMINERS IN OPTOMETRY

Reg. No.	Action	Register
65-4-1		
through		
65-4-5	New	V. 11, p. 470, 471
65-5-1		
through		
65-5-8	New	V. 11, p. 472, 473
65-6-8	Revoked	V. 11, p. 473
65-6-11	Revoked	V. 11, p. 474
65-6-12	Revoked	V. 11, p. 474
65-6-16	Revoked	V. 11, p. 474
65-6-25	Revoked	V. 11, p. 474
65-6-30	Revoked	V. 11, p. 474
65-6-33	Revoked	V. 11, p. 474
65-6-36	Revoked	V. 11, p. 474
65-6-37	Revoked	V. 11, p. 474
65-7-1	Revoked	V. 11, p. 474
65-7-2	Revoked	V. 11, p. 474
65-7-4	Revoked	V. 11, p. 474
65-7-8	Revoked	V. 11, p. 474
65-7-9	Revoked	V. 11, p. 474
65-7-11	Revoked	V. 11, p. 474
65-7-12	Revoked	V. 11, p. 474
65-7-13	Revoked	V. 11, p. 474
65-7-14	Revoked	V. 11, p. 474
65-8-1		
through		
65-8-4	New	V. 11, p. 474, 475
65-9-1		
through		
65-9-5	New	V. 11, p. 475, 476
65-10-1	New	V. 11, p. 476
65-10-2	New	V. 11, p. 477

(continued)

65-10-3	New	V. 11, p. 477
65-11-1	New	V. 11, p. 477
65-11-2	New	V. 11, p. 477
65-11-3	New	V. 11, p. 477

AGENCY 66: BOARD OF TECHNICAL PROFESSIONS

Reg. No.	Action	Register
66-6-1	Amended	V. 11, p. 406
66-6-3	Amended	V. 11, p. 407
66-6-4	Amended	V. 11, p. 407
66-6-6 through 66-6-9	Amended	V. 11, p. 408
66-7-1	Amended	V. 11, p. 408
66-7-2	Amended	V. 11, p. 408
66-8-1 through 66-8-6	Amended	V. 11, p. 409
66-9-1 through 66-9-4	Amended	V. 11, p. 409, 410
66-10-1 through 66-10-12	Amended	V. 11, p. 410, 411
66-11-1	Amended	V. 11, p. 411
66-11-2	Amended	V. 11, p. 412
66-11-3	Amended	V. 11, p. 412
66-12-1	New	V. 11, p. 412
66-13-1	New	V. 11, p. 412

AGENCY 67: BOARD OF HEARING AID EXAMINERS

Reg. No.	Action	Register
67-3-4	New	V. 10, p. 887

AGENCY 68: BOARD OF PHARMACY

Reg. No.	Action	Register
68-2-20	Amended	V. 11, p. 1611
68-7-10	Amended	V. 10, p. 1082
68-7-12	Amended	V. 11, p. 1611
68-9-1	Amended	V. 10, p. 1083
68-11-1	Amended	V. 11, p. 1612
68-12-2	Amended	V. 11, p. 1612
68-14-1 through 68-14-7	New	V. 11, p. 665, 666
68-20-15a	Amended	V. 10, p. 1084
68-20-18	Amended	V. 10, p. 1084
68-20-19	Amended	V. 10, p. 1085

AGENCY 69: BOARD OF COSMETOLOGY

Reg. No.	Action	Register
69-3-2	Amended	V. 11, p. 1749
69-3-11	Amended	V. 11, p. 1749
69-6-5	Amended	V. 11, p. 1749
69-11-1	Amended	V. 11, p. 1749

AGENCY 74: BOARD OF ACCOUNTANCY

Reg. No.	Action	Register
74-2-7	Amended	V. 10, p. 840
74-4-6	Amended	V. 10, p. 841
74-4-7	Amended	V. 11, p. 847
74-5-2	Amended	V. 11, p. 847
74-5-103	Amended	V. 11, p. 848
74-5-104	Amended	V. 11, p. 848
74-5-202	Amended	V. 11, p. 849
74-5-203	Amended	V. 11, p. 849
74-5-403	Amended	V. 10, p. 842

AGENCY 75: CONSUMER CREDIT COMMISSIONER

Reg. No.	Action	Register
75-6-11	Amended	V. 11, p. 1176
75-6-24	Amended	V. 11, p. 908
75-6-26	Amended	V. 11, p. 1176

AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER

Reg. No.	Action	Register
81-2-1	Amended	V. 10, p. 1242
81-3-1	Amended	V. 10, p. 1242
81-3-2	Amended	V. 10, p. 1244
81-4-1	Amended	V. 10, p. 1245, 1316
81-4-2	New	V. 10, p. 172
81-4-3	New	V. 10, p. 1440
81-5-8	Amended	V. 10, p. 1245

81-5-9	New	V. 10, p. 1440
81-6-1	Amended	V. 10, p. 173

AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-3-101	Amended	V. 10, p. 887
82-3-103	Amended	V. 11, p. 38
82-3-106	Amended	V. 11, p. 38
82-3-307	Amended	V. 10, p. 976
82-3-600	Amended	V. 10, p. 890
82-3-600b	New	V. 10, p. 890
82-3-601	Revoked	V. 10, p. 891
82-3-601a	New	V. 10, p. 891
82-3-601b	New	V. 10, p. 891
82-3-602	Amended	V. 10, p. 891
82-3-605	New	V. 10, p. 892
82-4-1	Amended	V. 11, p. 810
82-4-2	Amended	V. 10, p. 1121
82-4-3	Amended	V. 11, p. 810
82-4-6a	Amended	V. 10, p. 1122
82-4-6b	Revoked	V. 10, p. 1122
82-4-6d	Amended	V. 10, p. 1122
82-4-19a	Revoked	V. 10, p. 1123
82-4-20	Amended	V. 11, p. 811
82-4-27	Amended	V. 10, p. 1123
82-4-27a	Amended	V. 10, p. 1124
82-4-27c	Amended	V. 11, p. 812
82-4-27e	Amended	V. 11, p. 812
82-4-27g	New	V. 11, p. 812

AGENCY 86: REAL ESTATE COMMISSION

Reg. No.	Action	Register
86-1-4	Amended	V. 10, p. 1466
86-1-5	Amended	V. 10, p. 531
86-1-11	Amended	V. 10, p. 1466
86-1-13	Amended	V. 11, p. 1230
86-3-10	Amended	V. 10, p. 1467
86-3-21	Amended	V. 10, p. 1467

AGENCY 88: BOARD OF REGENTS

Reg. No.	Action	Register
88-2-1	Amended	V. 10, p. 1467
88-2-2	Amended	V. 10, p. 1467
88-2-3	Amended	V. 10, p. 1467
88-2-4	Amended	V. 10, p. 1468
88-3-1	Amended	V. 10, p. 1468
88-3-2	Amended	V. 10, p. 1508
88-3-3	Amended	V. 10, p. 1469
88-3-5	Amended	V. 10, p. 1469
88-3-8	Amended	V. 10, p. 1469
88-3-9	Amended	V. 10, p. 1469
88-3-10	Amended	V. 10, p. 1469
88-3-11	Amended	V. 10, p. 1469
88-3-12	Amended	V. 10, p. 1470
88-8-2	Amended	V. 11, p. 1675
88-8-9	New	V. 11, p. 1675
88-9-3	Amended	V. 11, p. 1675
88-13-4	Amended	V. 11, p. 1675
88-13-11	Amended	V. 11, p. 1675
88-18-3	Amended	V. 11, p. 1676
88-18-8	Amended	V. 11, p. 1676
88-19-2	Amended	V. 11, p. 1676
88-19-4	Amended	V. 11, p. 1676
88-20-3	Amended	V. 11, p. 1676
88-20-9	Amended	V. 11, p. 1677
88-21-3	Amended	V. 11, p. 1677
88-21-8	Amended	V. 11, p. 1677

AGENCY 91: DEPARTMENT OF EDUCATION

Reg. No.	Action	Register
91-1-27d	New	V. 11, p. 765
91-1-68	Revoked	V. 10, p. 1046
91-1-68a	New	V. 10, p. 1046
91-1-68b	New	V. 10, p. 1047
91-1-68c	New	V. 10, p. 1048
91-1-68d	New	V. 10, p. 1049
91-1-69	Revoked	V. 10, p. 1050
91-1-101b	Amended	V. 10, p. 1050
91-1-112a	Amended	V. 10, p. 1051
91-1-150	Amended	V. 10, p. 1051
91-5-2	Amended	V. 11, p. 1144
91-5-7	Amended	V. 11, p. 1584
91-10-1	Revoked	V. 10, p. 1051
91-10-1a	New	V. 10, p. 1052
91-12-22	Amended	V. 10, p. 1052

91-12-23	Amended	V. 11, p. 765
91-12-25	Amended	V. 10, p. 1055
91-12-51	Amended	V. 10, p. 1056
91-12-61	Amended	V. 11, p. 766
91-12-73	Amended	V. 10, p. 1056
91-31-7	Amended	V. 10, p. 686
91-35-1 through 91-35-4	New	V. 10, p. 909, 910
91-37-1 through 91-37-4	New	V. 10, p. 910, 911

AGENCY 92: DEPARTMENT OF REVENUE

Reg. No.	Action	Register
92-12-112	New	V. 11, p. 559
92-51-34	Amended	V. 11, p. 559
92-52-9	Amended	V. 11, p. 559
92-52-9a	New	V. 11, p. 560
92-55-2a	New	V. 10, p. 531, 587

AGENCY 93: DEPARTMENT OF REVENUE—DIVISION OF PROPERTY VALUATION

Reg. No.	Action	Register
93-5-1	New	V. 11, p. 554

AGENCY 99: BOARD OF AGRICULTURE—DIVISION OF WEIGHTS AND MEASURES

Reg. No.	Action	Register
99-8-8	Amended	V. 10, p. 1322
99-8-9	Amended	V. 10, p. 1322
99-25-1	Amended	V. 10, p. 1322
99-25-2	Amended	V. 10, p. 1322
99-25-3	Amended	V. 10, p. 1322
99-30-2	Amended	V. 10, p. 1322
99-30-3	Amended	V. 10, p. 1323
99-30-4	Amended	V. 10, p. 1323
99-30-5	Amended	V. 10, p. 1323
99-30-6	Amended	V. 10, p. 1323
99-31-3	Amended	V. 10, p. 1323
99-31-4	Amended	V. 10, p. 1323
99-32-1 through 99-32-6	Revoked	V. 10, p. 1323

AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-10a-4	Amended	V. 10, p. 653
100-11-1	Amended	V. 11, p. 1039, 1117
100-49-5	New	V. 11, p. 1084

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Reg. No.	Action	Register
109-1-1	Amended	V. 11, p. 131
109-2-7	Amended	V. 10, p. 1789
109-5-1	Amended	V. 10, p. 1789
109-5-4	New	V. 10, p. 1790
109-7-1	Amended	V. 10, p. 1790
109-8-1	Amended	V. 10, p. 1791
109-9-1	Amended	V. 10, p. 1791
109-9-4	Amended	V. 10, p. 1791
109-9-5	New	V. 11, p. 133
109-11-2	Amended	V. 10, p. 1792
109-11-6	Amended	V. 10, p. 1792
109-11-9	New	V. 10, p. 1792

AGENCY 110: DEPARTMENT OF COMMERCE AND HOUSING

Reg. No.	Action	Register
110-4-1 through 110-4-4	New	V. 11, p. 1176-1178, 1258-1260
110-5-1 through 110-5-6	New	V. 11, p. 1370, 1371, 1703, 1704

AGENCY 111: THE KANSAS LOTTERY

Reg. No.	Action	Register
111-1-2	Amended	V. 7, p. 1190
111-1-5	Amended	V. 8, p. 586
111-2-1	Amended	V. 7, p. 1995
111-2-2	Amended	V. 9, p. 1675
111-2-2a	Revoked	V. 9, p. 1675
111-2-6	Amended	V. 11, p. 136
111-2-7	Revoked	V. 10, p. 1210
111-2-13	Revoked	V. 10, p. 881
111-2-14	New	V. 9, p. 30

111-2-15	Revoked	V. 10, p. 881	111-4-245			111-5-1		
111-2-16	Revoked	V. 10, p. 1210	through			through		
111-2-17	Revoked	V. 10, p. 1210	111-4-248	New	V. 10, p. 200	111-5-23	New	V. 7, p. 209-213
111-2-18	Revoked	V. 11, p. 413	111-4-249			111-5-9		
111-2-19	Revoked	V. 11, p. 413	through			through		
111-2-20	New	V. 11, p. 199	111-4-252	New	V. 9, p. 1813	111-5-15	Amended	V. 8, p. 210, 211
111-2-21	New	V. 11, p. 1471	111-4-253			111-5-11	Amended	V. 9, p. 505
111-3-1	Amended	V. 10, p. 1210	through			111-5-12	Amended	V. 11, p. 415
111-3-9	Amended	V. 8, p. 1085	111-4-256	New	V. 10, p. 530	111-5-17	Amended	V. 8, p. 211
111-3-10			111-4-257			111-5-18	Amended	V. 10, p. 13
through			through			111-5-19	Amended	V. 8, p. 212
111-3-31	New	V. 7, p. 201-206	111-4-286	Revoked	V. 11, p. 413, 414	111-5-21		
111-3-11	Amended	V. 8, p. 299	111-4-287			through		
111-3-12	Amended	V. 10, p. 12	through			111-5-33	New	V. 11, p. 415-418
111-3-13	Amended	V. 11, p. 1148	111-4-300	New	V. 10, p. 883-886	111-5-22	Amended	V. 11, p. 481
111-3-14	Amended	V. 10, p. 12	111-4-301			111-5-23	Amended	V. 11, p. 481
111-3-16	Amended	V. 9, p. 1566	through			111-5-24	Amended	V. 11, p. 983
111-3-19			111-4-307	New	V. 10, p. 1015, 1016	111-5-25	Amended	V. 11, p. 482
through			111-4-301			111-5-27	Amended	V. 11, p. 482
111-3-22	Amended	V. 9, p. 30	through			111-5-28	Amended	V. 11, p. 483
111-3-20	Amended	V. 11, p. 1148	111-4-306	Amended	V. 11, p. 979	111-6-1		
111-3-21	Amended	V. 11, p. 1148	111-4-308			through		
111-3-22	Amended	V. 11, p. 1148	through			111-6-15	New	V. 7, p. 213-217
111-3-23	Revoked	V. 10, p. 883	111-4-320	New	V. 10, p. 1214, 1215	111-6-1	Amended	V. 11, p. 1477
111-3-25	Amended	V. 11, p. 1149	111-4-308	Amended	V. 10, p. 1472	111-6-3	Amended	V. 9, p. 200
111-3-26	Amended	V. 11, p. 1149	111-4-311	Amended	V. 10, p. 1472	111-6-4	Amended	V. 10, p. 1413
111-3-27	Amended	V. 11, p. 1149	111-4-312	Amended	V. 10, p. 1472	111-6-5	Amended	V. 10, p. 14
111-3-29	Revoked	V. 11, p. 1149	111-4-322			111-6-6	Amended	V. 11, p. 1151
111-3-31	Amended	V. 8, p. 209	through			111-6-7	Amended	V. 11, p. 1477
111-3-32	Amended	V. 10, p. 883	111-4-331	New	V. 10, p. 1411-1413	111-6-8	Amended	V. 11, p. 1478
111-3-33	New	V. 7, p. 1434	111-4-332			111-6-9	Amended	V. 10, p. 1217
111-4-1	Amended	V. 8, p. 134	through			111-6-12	Amended	V. 8, p. 212
111-4-2	Amended	V. 7, p. 1063	111-4-335	New	V. 10, p. 1473	111-6-13	Amended	V. 8, p. 299
111-4-4	Amended	V. 7, p. 1063	111-4-336			111-6-17	Revoked	V. 10, p. 1475
111-4-6	Amended	V. 7, p. 1434	through			111-7-1		
111-4-7	Amended	V. 7, p. 1945	111-4-345	New	V. 10, p. 1526-1528	through		
111-4-8	Amended	V. 7, p. 1064	111-4-336			111-7-10	New	V. 7, p. 1192, 1193
111-4-12	Amended	V. 7, p. 1190	through			111-7-1	Amended	V. 8, p. 212
111-4-66			111-4-340	Amended	V. 11, p. 1472, 1473	111-7-3	Amended	V. 11, p. 1152
through			111-4-341	Revoked	V. 11, p. 1473	111-7-4	Amended	V. 9, p. 1367
111-4-77	New	V. 7, p. 207-209	111-4-344	Amended	V. 11, p. 1473	111-7-5	Amended	V. 9, p. 986
111-4-96			111-4-346			111-7-6	Amended	V. 9, p. 987
through			through			111-7-9	Amended	V. 9, p. 1569
111-4-114	New	V. 7, p. 1606-1610	111-4-361	New	V. 10, p. 1586-1589	111-7-11	Amended	V. 10, p. 1475
111-4-100	Amended	V. 11, p. 1472	111-4-362			111-7-12		
111-4-101	Amended	V. 11, p. 976	through			through		
111-4-102	Amended	V. 11, p. 976	111-4-365	New	V. 10, p. 1723	111-7-32	New	V. 7, p. 1194-1196
111-4-103	Amended	V. 10, p. 1211	111-4-362	Amended	V. 11, p. 13	111-7-33		
111-4-104	Amended	V. 11, p. 977	111-4-366			through		
111-4-105	Amended	V. 11, p. 977	through			111-7-43	New	V. 7, p. 1197, 1198
111-4-106	Amended	V. 11, p. 1472	111-4-379	New	V. 11, p. 136-139	111-7-33a	New	V. 8, p. 300
111-4-106a	Amended	V. 11, p. 1149	111-4-380			111-7-44		
111-4-107	Amended	V. 11, p. 978	through			through		
111-4-108	Amended	V. 11, p. 978	111-4-383	New	V. 11, p. 477, 478	111-7-54	New	V. 9, p. 1367-1370
111-4-110	Amended	V. 11, p. 978	111-4-384			111-7-46	Amended	V. 11, p. 1152
111-4-111	Amended	V. 9, p. 1366	through			111-7-54	Amended	V. 11, p. 1511
111-4-112	Amended	V. 11, p. 978	111-4-387	New	V. 11, p. 414	111-7-55		
111-4-113	Amended	V. 9, p. 1366	111-4-388			through		
111-4-114	Amended	V. 9, p. 1366	through			111-7-63	Revoked	V. 10, p. 1217
111-4-153			111-4-400	New	V. 11, p. 478-481	111-7-60	Amended	V. 10, p. 262
through			111-4-401			111-7-64		
111-4-160	Revoked	V. 9, p. 1676, 1677	through			through		
111-4-177			111-4-404	New	V. 11, p. 980, 981	111-7-75	New	V. 11, p. 13, 14
through			111-4-405			111-7-66	Amended	V. 11, p. 1153
111-4-212	Revoked	V. 9, p. 1677, 1678	through			111-7-76		
111-4-213			111-4-413	New	V. 11, p. 756, 757	through		
through			111-4-405			111-7-83	New	V. 11, p. 1478-1480
111-4-220	Revoked	V. 10, p. 1213	through			111-8-1	New	V. 7, p. 1633
111-4-217	Amended	V. 9, p. 986	111-4-409	Amended	V. 11, p. 1473, 1474	111-8-2	New	V. 7, p. 1633
111-4-221			111-4-411	Amended	V. 11, p. 1474	111-8-3	Amended	V. 10, p. 886
through			111-4-412	Amended	V. 11, p. 1475	111-8-4	New	V. 7, p. 1714
111-4-224	Revoked	V. 10, p. 1585	111-4-413	Amended	V. 11, p. 1475	111-8-4a	New	V. 7, p. 1995
111-4-225			111-4-414			111-8-5		
through			through			through		
111-4-228	Revoked	V. 10, p. 1585	111-4-428	New	V. 11, p. 981-983	111-8-13	New	V. 7, p. 1634
111-4-229			111-4-414	Amended	V. 11, p. 1150	111-9-1		
through			111-4-429			through		
111-4-236	Revoked	V. 10, p. 1585, 1586	through			111-9-12	New	V. 7, p. 1714-1716
111-4-237			111-4-432	New	V. 11, p. 1118	111-9-1		
through			111-4-433			through		
111-4-240	Revoked	V. 11, p. 413	through			111-9-6	Revoked	V. 9, p. 1680
111-4-241			111-4-436	New	V. 11, p. 1150, 1151	111-9-13		
through			111-4-437			through		
111-4-244	New	V. 9, p. 1812	through			111-9-18	Revoked	V. 9, p. 1680
			111-4-444	New	V. 11, p. 1475-1477			(continued)

111-9-25		
through		
111-9-30	New	V. 9, p. 699, 700
111-9-31		
through		
111-9-36	New	V. 10, p. 262
111-9-37		
through		
111-9-48	New	V. 10, p. 1439, 1440
111-10-1		
through		
111-10-9	New	V. 8, p. 136-138
111-10-7	Amended	V. 8, p. 301

AGENCY 112: KANSAS RACING COMMISSION

Reg. No.	Action	Register
112-4-1	Amended	V. 11, p. 1331
112-4-4	Amended	V. 11, p. 165
112-4-5	Amended	V. 11, p. 1332
112-4-6	Amended	V. 11, p. 1332
112-4-8	Amended	V. 11, p. 1332
112-4-9a	New	V. 11, p. 1332
112-4-12	Amended	V. 11, p. 1332
112-4-13	Revoked	V. 11, p. 1333
112-4-14b	New	V. 10, p. 162
112-4-16	Amended	V. 11, p. 1333
112-4-17	Amended	V. 11, p. 1333
112-4-18	Amended	V. 11, p. 1333
112-4-19	Amended	V. 11, p. 1333
112-4-21	New	V. 10, p. 162
112-4-21a	New	V. 11, p. 1334
112-4-22	Amended	V. 11, p. 1334
112-4-23	New	V. 11, p. 1334
112-6-1		
through		
112-6-5	Amended	V. 10, p. 163-165
112-6-8	Amended	V. 10, p. 165
112-7-2	Amended	V. 11, p. 1334
112-7-5		
through		
112-7-10	Amended	V. 11, p. 1334-1336
112-7-13	Amended	V. 11, p. 1336
112-7-15	Revoked	V. 11, p. 1336
112-7-15a	New	V. 11, p. 1337
112-7-15b	New	V. 11, p. 1337
112-7-16	Amended	V. 11, p. 1338
112-7-16a	New	V. 11, p. 1338
112-7-18	Amended	V. 11, p. 1338
112-7-18a	New	V. 11, p. 1339
112-7-20	Amended	V. 11, p. 1339
112-7-21	Amended	V. 11, p. 1339
112-7-22	Amended	V. 11, p. 1340
112-7-23	New	V. 11, p. 1341
112-8-3	Amended	V. 10, p. 166
112-8-4	Amended	V. 10, p. 167
112-8-5	Amended	V. 10, p. 167
112-8-8	Amended	V. 10, p. 168
112-8-10	Amended	V. 10, p. 168
112-9-11a	New	V. 11, p. 560
112-9-12		
through		
112-9-21	Revoked	V. 11, p. 560, 561

112-9-12a	New	V. 11, p. 561
112-9-13a	New	V. 11, p. 561
112-9-14a	New	V. 11, p. 561
112-9-15a	New	V. 11, p. 562
112-9-16a	New	V. 11, p. 563
112-9-16b	New	V. 11, p. 563
112-9-17a	New	V. 11, p. 564
112-9-18a	New	V. 11, p. 564
112-9-19a	New	V. 11, p. 565
112-9-21a	New	V. 11, p. 566
112-9-22	Revoked	V. 11, p. 566
112-9-22a	New	V. 11, p. 566
112-9-39	Revoked	V. 11, p. 568
112-9-39a	New	V. 11, p. 568
112-9-40	Revoked	V. 11, p. 568
112-9-40a	New	V. 11, p. 568
112-9-41	Revoked	V. 11, p. 570, 754
112-9-41a	New	V. 11, p. 570, 754
112-9-42	New	V. 11, p. 571
112-9-43	New	V. 11, p. 573
112-10-2		
through		
112-10-6	Amended	V. 11, p. 1341-1344
112-10-8	Amended	V. 11, p. 1344
112-10-9	Revoked	V. 11, p. 1345
112-10-9a	New	V. 11, p. 1345
112-10-12	Amended	V. 11, p. 1345
112-10-32	Amended	V. 11, p. 1345
112-10-33	Amended	V. 11, p. 1346
112-10-34	Amended	V. 10, p. 169
112-10-35	Amended	V. 11, p. 1346
112-10-36	Revoked	V. 11, p. 165
112-10-36a	New	V. 11, p. 37, 135
112-10-37	Amended	V. 11, p. 1347
112-11-13	Revoked	V. 11, p. 1347
112-11-13a	New	V. 11, p. 1347
112-11-21	Amended	V. 10, p. 263, 531
112-12-12	Amended	V. 10, p. 170
112-13-2	Amended	V. 10, p. 170
112-13-4	New	V. 10, p. 171
112-13-5	New	V. 10, p. 171
112-16-1		
through		
112-16-14	New	V. 10, p. 1316-1318
112-17-1		
through		
112-17-14	New	V. 11, p. 1612-1617
112-18-2		
through		
112-18-19	New	V. 11, p. 1512-1516, 1579-1583

AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
115-1-1	Amended	V. 11, p. 599
115-2-1	Amended	V. 11, p. 1329
115-2-2	Amended	V. 11, p. 1330
115-2-3	Amended	V. 11, p. 1330
115-2-4	Amended	V. 11, p. 1330
115-4-1	Amended	V. 10, p. 458
115-4-3	Amended	V. 11, p. 601
115-4-5	Amended	V. 11, p. 602
115-4-6	Amended	V. 11, p. 603

115-4-7	Amended	V. 11, p. 605
115-4-11	Amended	V. 10, p. 461
115-4-12	New	V. 10, p. 461
115-7-1	Amended	V. 10, p. 1820
115-8-6	Amended	V. 11, p. 1743
115-8-9	Amended	V. 11, p. 1330
115-11-2	Amended	V. 11, p. 1144
115-12-3	New	V. 10, p. 1821
115-13-1		
through		
115-13-5	New	V. 10, p. 917-919
115-14-1		
through		
115-14-10	New	V. 10, p. 1441-1443
115-15-1	Amended	V. 11, p. 1145
115-15-2	Amended	V. 11, p. 1146
115-16-3	Amended	V. 11, p. 1147
115-17-6	Amended	V. 11, p. 606
115-17-7	Amended	V. 11, p. 606
115-17-9	Amended	V. 11, p. 607
115-17-10		
through		
115-17-13	New	V. 10, p. 461, 462
115-17-14	New	V. 11, p. 607
115-18-8	New	V. 11, p. 608
115-20-3	Amended	V. 10, p. 1821
115-20-4	New	V. 10, p. 1821

AGENCY 117: REAL ESTATE APPRAISAL BOARD

Reg. No.	Action	Register
117-1-1	Amended	V. 10, p. 911, 951
117-2-1	Amended	V. 10, p. 911, 952
117-2-2	Amended	V. 10, p. 912, 952
117-2-3	New	V. 10, p. 912, 952
117-2-4	New	V. 10, p. 912, 952
117-3-1	Amended	V. 10, p. 912, 953
117-3-2	Amended	V. 10, p. 913, 953
117-3-3	New	V. 10, p. 913, 953
117-3-4	New	V. 10, p. 913, 953
117-4-1		
through		
117-4-4	New	V. 10, p. 913, 914, 954
117-6-1	Amended	V. 10, p. 914, 954
117-6-2	Amended	V. 10, p. 915, 955
117-6-3	Amended	V. 10, p. 915, 955
117-7-1	Amended	V. 11, p. 657, 722
117-8-1	New	V. 10, p. 916, 956
117-9-1	New	V. 10, p. 916, 956
117-7-1	Amended	V. 11, p. 657

AGENCY 118: STATE HISTORICAL SOCIETY

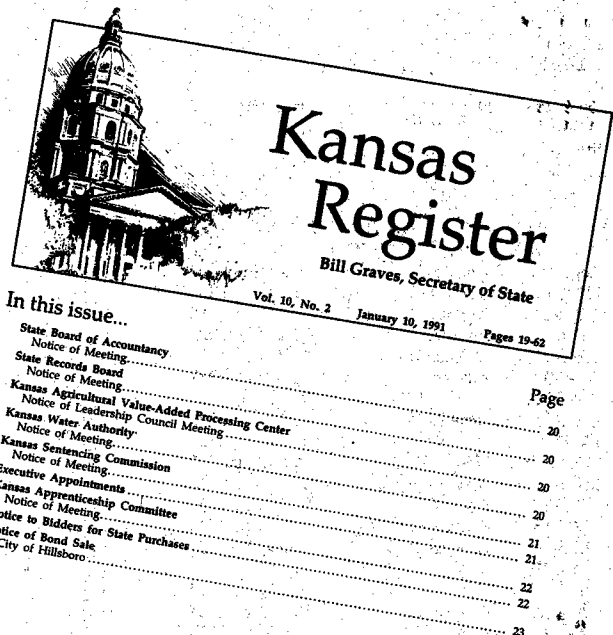
Reg. No.	Action	Register
118-1-1		
through		
118-1-4	New	Vol. 11, p. 1119, 1120
118-2-1	New	V. 11, p. 554

AGENCY 119: KANSAS DEVELOPMENT FINANCE AUTHORITY

Reg. No.	Action	Register
119-1-1	New	V. 10, p. 263
119-1-2	New	V. 10, p. 264
119-1-3	New	V. 10, p. 264

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